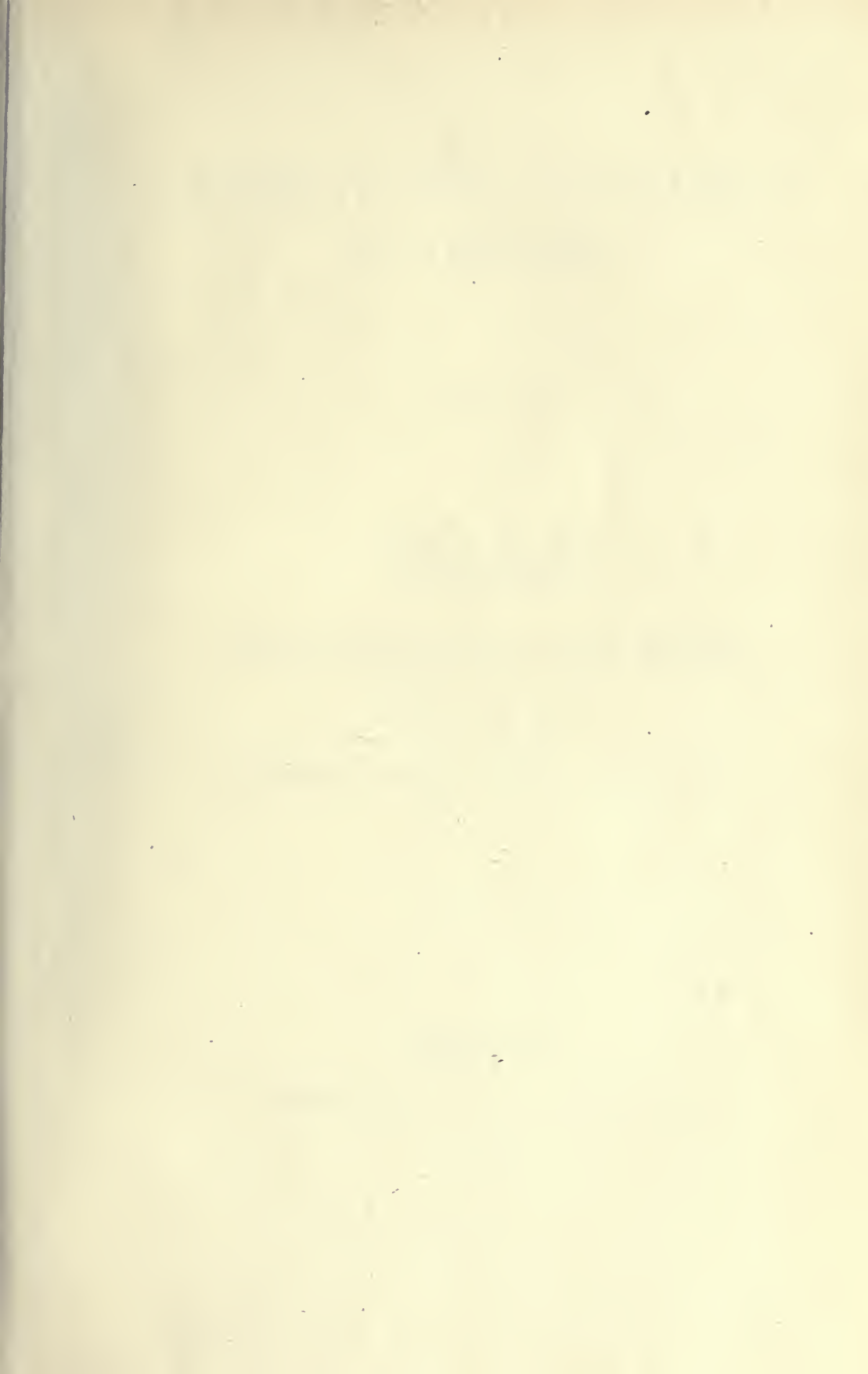


Ontario
Gov't P.







LEGISLATIVE ASSEMBLY
OF ONTARIO

BILLS

AS INTRODUCED IN THE HOUSE

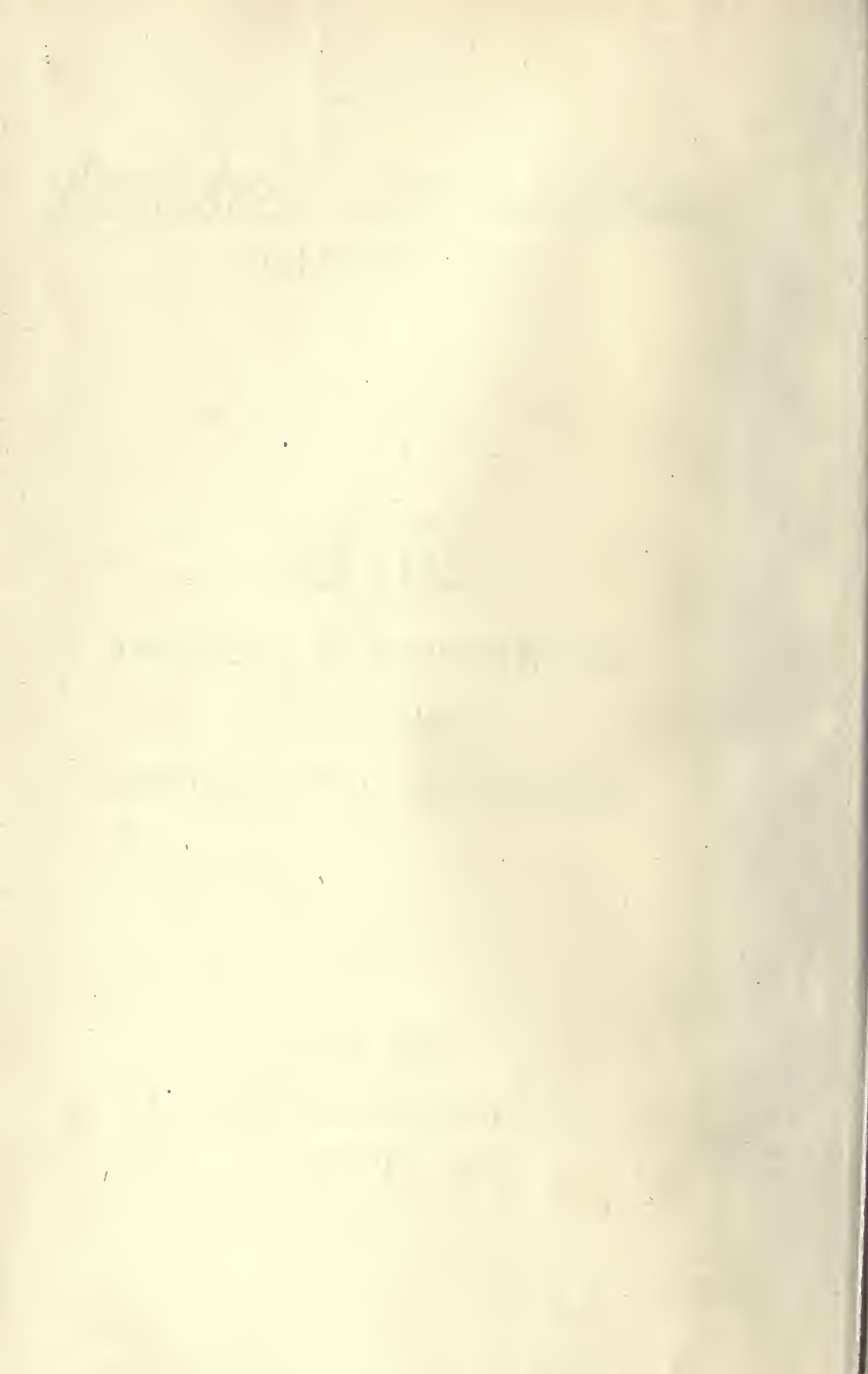
TOGETHER WITH

REPRINTS AND THIRD READINGS

SESSION

FEBRUARY 10th to APRIL 8th

1949



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No. 1

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting The Federation for Community Service of Toronto.

MR. REA

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 1

1949

BILL

An Act respecting The Federation for Community Service of Toronto.

WHEREAS The Federation for Community Service of Preamble.
 Toronto, a corporation incorporated under *The Com-* Rev. Stat.,
panies Act, by its petition has prayed for special legislation c. 251.
 in respect of the matters hereinafter set forth; and whereas
 it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario,
 enacts as follows:

1. Upon and after the surrender and cancellation of the Bequests,
 charter of The Federation for Community Service of Toronto etc., to
 in accordance with the provisions of *The Companies Act*, Federation
 all donations, gifts, legacies, devises, bequests, moneys, secur- for Com-
 ities and property of every description to which The Federation munity
 for Community Service of Toronto would become entitled if it Service of
 were still in existence, shall become the property of and all Toronto.
 rights thereto shall be vested in the Community Chest of
 Greater Toronto, a corporation incorporated under *The*
Companies Act.

2. This Act shall come into force on the day it receives Commence-
 the Royal Assent. ment of Act.

3. This Act may be cited as *The Federation for Community* Short title.
Service of Toronto Act, 1949.

BILL

An Act respecting The Federation for
Community Service of Toronto.

1st Reading

2nd Reading

3rd Reading

MR. REA

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

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Service of Toronto Act, 1949.

BILL

An Act respecting The Federation for
Community Service of Toronto.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

MR. REA

No. 2

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting The Mount McKay and Kakabeka Falls
Railway Company.

MR. COX

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting The Mount McKay and Kakabeka Falls Railway Company.

WHEREAS The Mount McKay and Kakabeka Falls Rail- Preamble.
way Company by its petition has represented that the
Company was incorporated by *An Act to incorporate The* 1904, c. 82.
Mount McKay and Kakabeka Falls Railway Company, being
chapter 82 of the Statutes of Ontario, 1904, with power to
construct and operate a railway as set out in the said Act;
that the Company has disposed of its equipment and has
ceased to operate the railway and thereby the powers granted
to the Company have ceased and become null and void; that
the Company is desirous of surrendering its charter and the
powers granted to it under the said Act and Acts in amend-
ment thereof, and of distributing its assets rateably amongst
its shareholders; and that the Company has no debts or
obligations; and whereas it is expedient to grant the prayer of
the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. The Mount McKay and Kakabeka Falls Railway Com- Distribution
pany is authorized to distribute its assets rateably among its of assets.
shareholders.

2. Upon completion of the distribution of its assets, the Dissolution
Company shall file with the Provincial Secretary a certificate of Company.
under the corporate seal that the Company has no debts or
obligations and that the Company has distributed its assets
rateably among its shareholders, and on the expiration of
one month from the date of the filing the Company shall
ipso facto be dissolved.

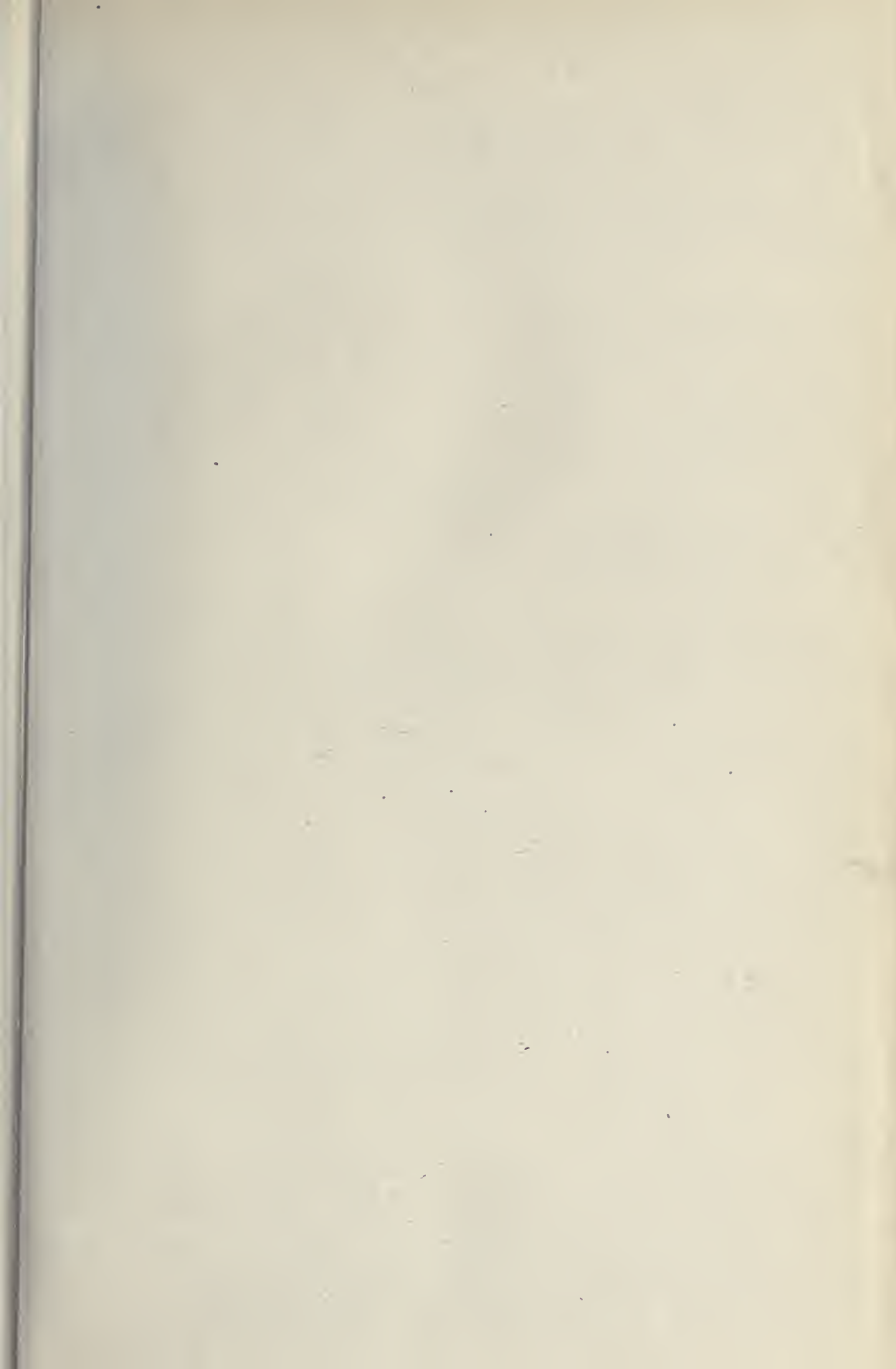
3. Upon the dissolution of the Company the following shall Repeal:
be repealed:

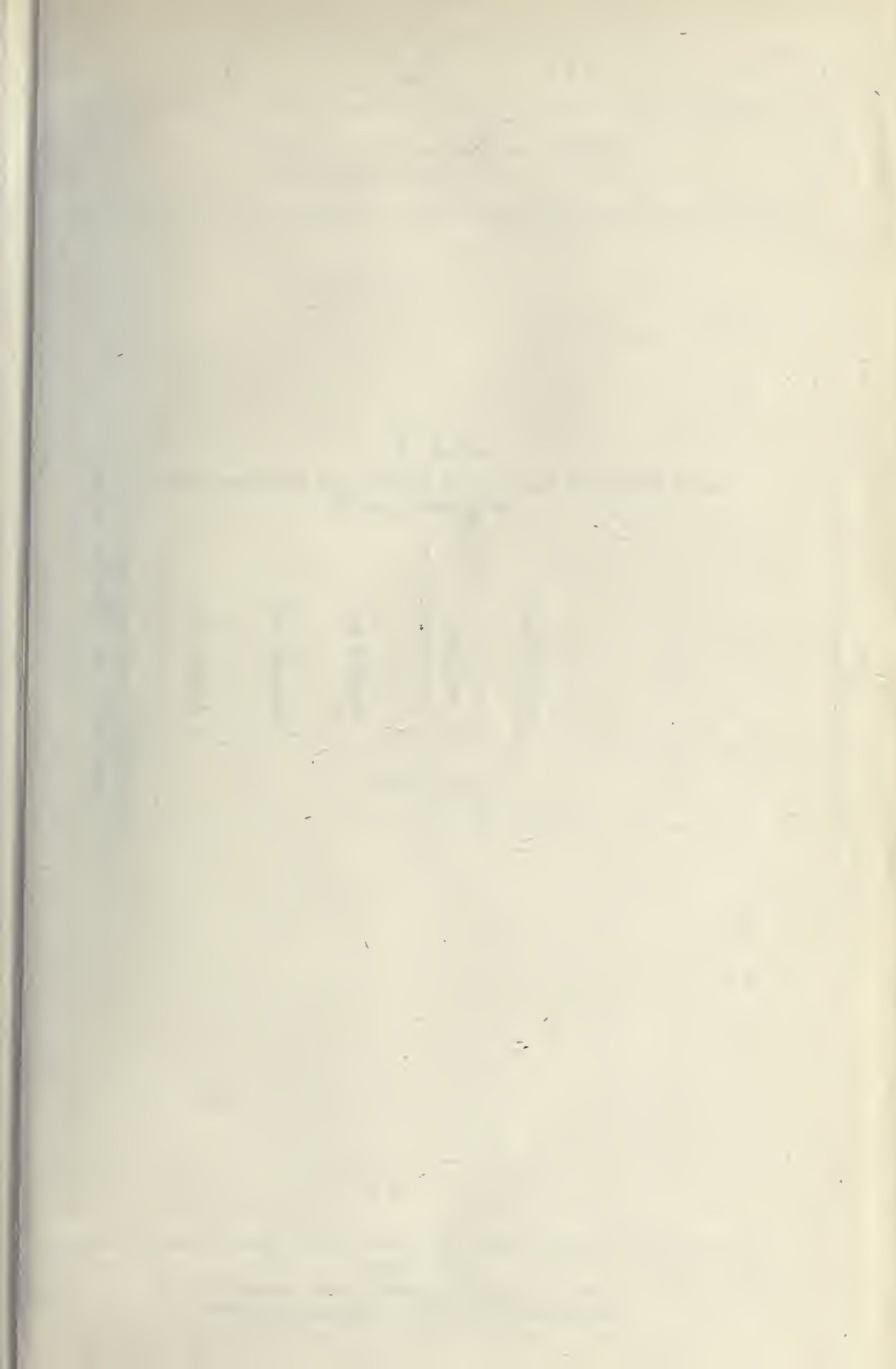
- (a) *An Act to incorporate The Mount McKay and Kaka-* 1904, c. 82;
beka Falls Railway Company, being chapter 82 of
the Statutes of Ontario, 1904;

- 1908, c. 131; (b) *An Act respecting The Mount McKay and Kakabeka Falls Railway Company*, being chapter 131 of the Statutes of Ontario, 1908;
- 1911, c. 101; (c) *An Act respecting The Municipality of the Township of Paipoonge*, being chapter 101 of the Statutes of Ontario, 1911;
- 1912, c. 143; (d) *An Act respecting The Mount McKay and Kakabeka Falls Railway Company*, being chapter 143 of the Statutes of Ontario, 1912;
- 1916, c. 104; (e) *An Act respecting the Mount McKay and Kakabeka Falls Railway Company*, being chapter 104 of the Statutes of Ontario, 1916;
- 1920, c. 151; (f) *An Act respecting the Mount McKay and Kakabeka Falls Railway Company*, being chapter 151 of the Statutes of Ontario, 1920;
- 1922, c. 142; (g) *An Act respecting the Mount McKay and Kakabeka Falls Railway Company*, being chapter 142 of the Statutes of Ontario, 1922;
- 1926, c. 111; (h) *The Mount McKay and Kakabeka Falls Railway Act, 1926*;
- 1930, c. 110; (i) *The Mount McKay and Kakabeka Falls Railway Act, 1930*; and
- 1934, c. 84. (j) *The Mount McKay and Kakabeka Falls Railway Act, 1934*.

Commence-
ment of Act. **4.** This Act shall come into force on the day it receives the Royal Assent.

Short title. **5.** This Act may be cited as *The Mount McKay and Kakabeka Falls Railway Act, 1949*.





BILL

An Act respecting The Mount McKay and
Kakabeka Falls Railway Company.

1st Reading

2nd Reading

3rd Reading

Mr. Cox

(*Private Bill*)

No. 2

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting The Mount McKay and Kakabeka Falls
Railway Company.

MR. COX

No. 2

1949

BILL

An Act respecting The Mount McKay and Kakabeka Falls Railway Company.

WHEREAS The Mount McKay and Kakabeka Falls Rail- Preamble.
way Company by its petition has represented that the
Company was incorporated by *An Act to incorporate The* 1904, c. 82.
Mount McKay and Kakabeka Falls Railway Company, being
chapter 82 of the Statutes of Ontario, 1904, with power to
construct and operate a railway as set out in the said Act;
that the Company has disposed of its equipment and has
ceased to operate the railway and thereby the powers granted
to the Company have ceased and become null and void; that
the Company is desirous of surrendering its charter and the
powers granted to it under the said Act and Acts in amend-
ment thereof, and of distributing its assets rateably amongst
its shareholders; and that the Company has no debts or
obligations; and whereas it is expedient to grant the prayer of
the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. The Mount McKay and Kakabeka Falls Railway Com- Distribution
of assets.
pany is authorized to distribute its assets rateably among its
shareholders.

2. Upon completion of the distribution of its assets, the Dissolution
of Company.
Company shall file with the Provincial Secretary a certificate
under the corporate seal that the Company has no debts or
obligations and that the Company has distributed its assets
rateably among its shareholders, and on the expiration of
one month from the date of the filing the Company shall
ipso facto be dissolved.

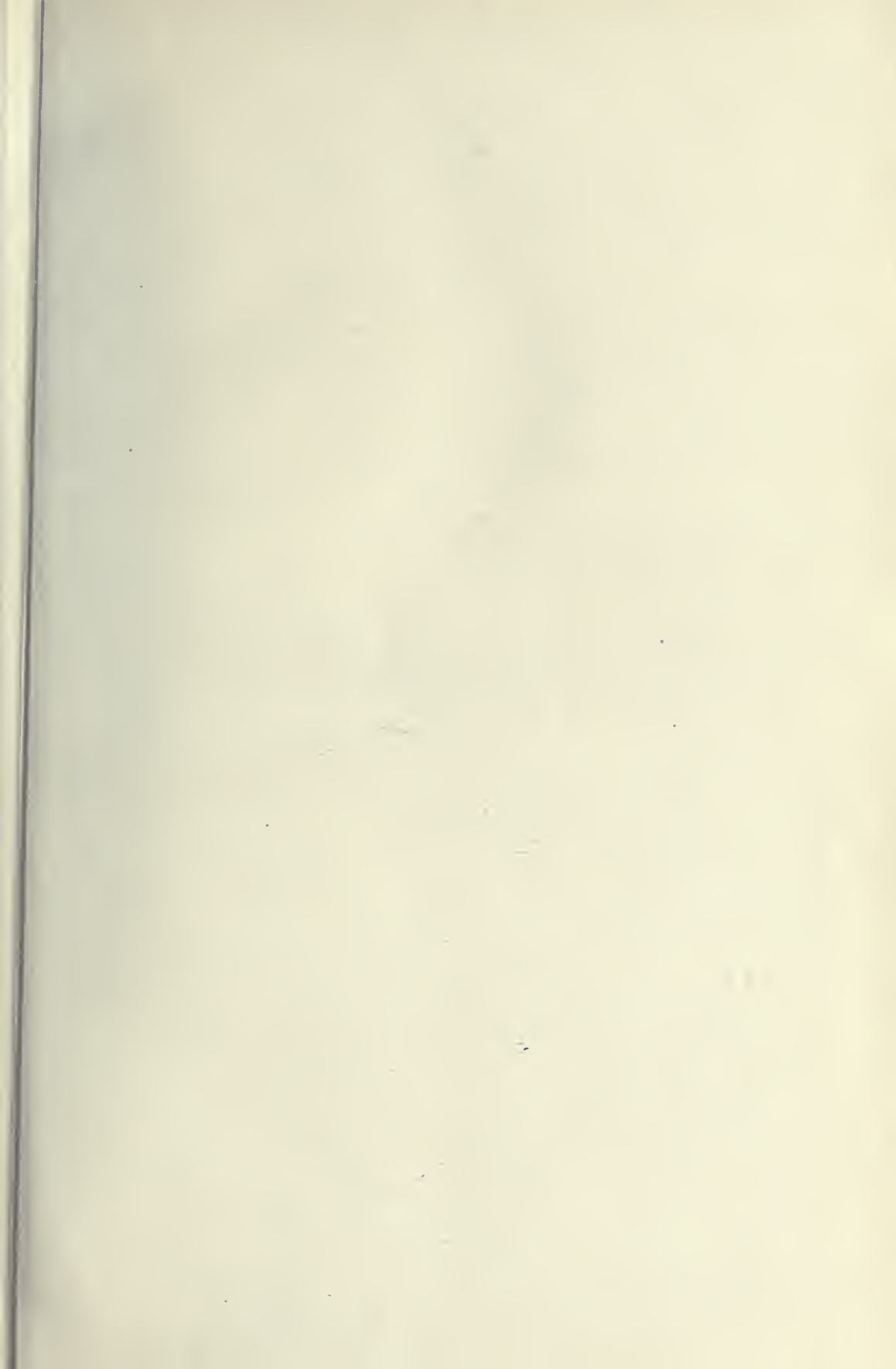
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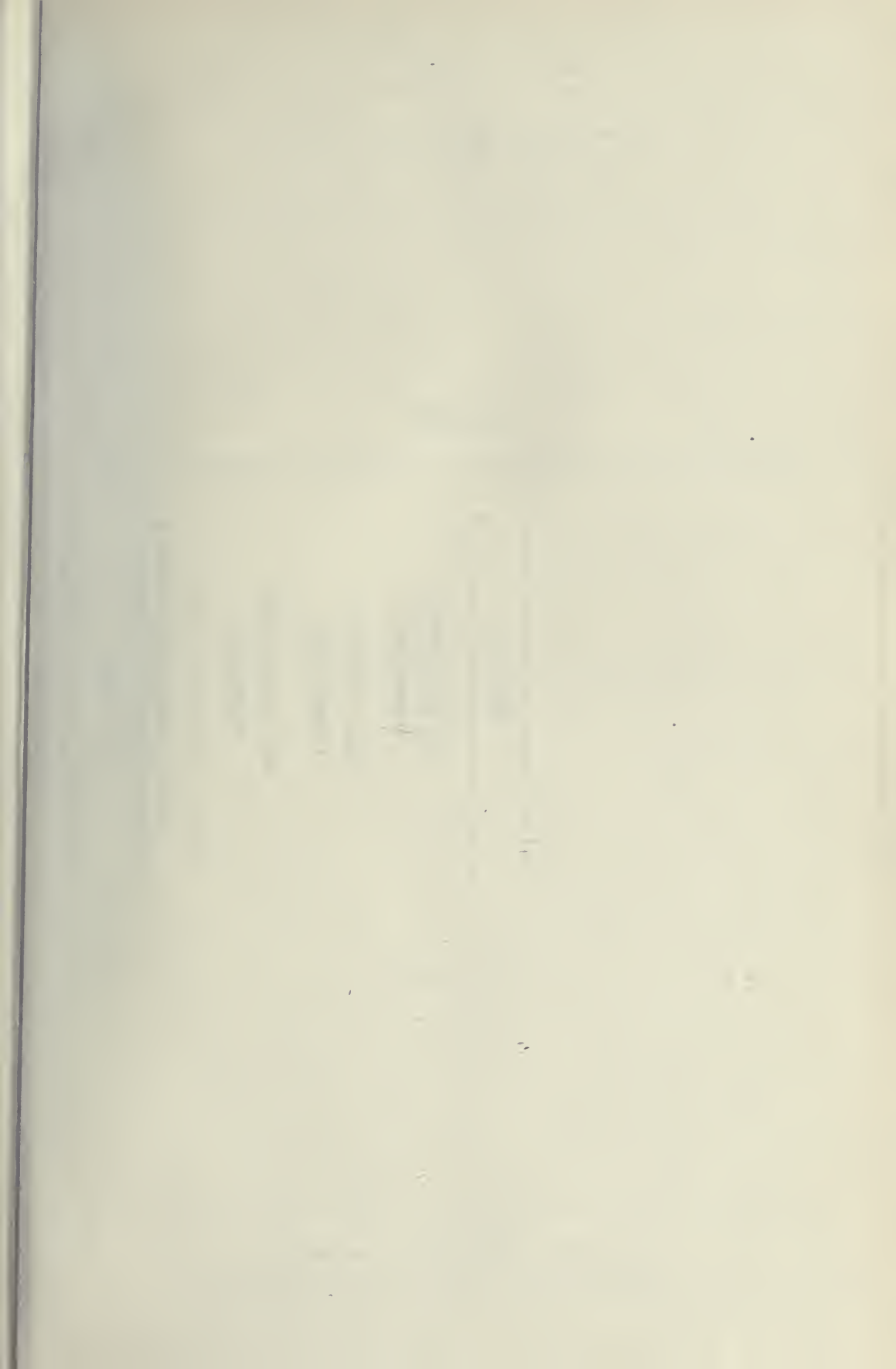
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- 1911, c. 101; (c) *An Act respecting The Municipality of the Township of Paipoonge*, being chapter 101 of the Statutes of Ontario, 1911;
- 1912, c. 143; (d) *An Act respecting The Mount McKay and Kakabeka Falls Railway Company*, being chapter 143 of the Statutes of Ontario, 1912;
- 1916, c. 104; (e) *An Act respecting the Mount McKay and Kakabeka Falls Railway Company*, being chapter 104 of the Statutes of Ontario, 1916;
- 1920, c. 151; (f) *An Act respecting the Mount McKay and Kakabeka Falls Railway Company*, being chapter 151 of the Statutes of Ontario, 1920;
- 1922, c. 142; (g) *An Act respecting the Mount McKay and Kakabeka Falls Railway Company*, being chapter 142 of the Statutes of Ontario, 1922;
- 1926, c. 111; (h) *The Mount McKay and Kakabeka Falls Railway Act, 1926*;
- 1930, c. 110; (i) *The Mount McKay and Kakabeka Falls Railway Act, 1930*; and
- 1934, c. 84. (j) *The Mount McKay and Kakabeka Falls Railway Act, 1934*.

Commence-
ment of Act. 4. This Act shall come into force on the day it receives the Royal Assent.

Short title. 5. This Act may be cited as *The Mount McKay and Kakabeka Falls Railway Act, 1949*.





BILL

An Act respecting The Mount McKay and
Kakabeka Falls Railway Company.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

Mr. Cox

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting The Incorporated Synod of the Diocese of Toronto.

MR. REA

(PRIVATE BILL)

BILL

An Act respecting The Incorporated Synod of the Diocese of Toronto.

WHEREAS The Incorporated Synod of the Diocese of Preamble.
Toronto, hereinafter called the Synod, by its petition
has represented that by *An Act to enable the Incorporated* 1891, c. 101.
Synod of the Diocese of Toronto to consolidate and manage its
Trust Funds, being chapter 101 of the Statutes of Ontario,
1891, it was enabled to hold, manage and invest all personal
property, securities and moneys, which were or should there-
after become vested in or held by the Synod, as one general
trust fund, hereinafter called the Consolidated Trust Fund;
and whereas the Synod desires to be empowered to invest the
assets of the Consolidated Trust Fund in such a manner as
to obtain a greater diversity of investments and increase the
income derived therefrom; and whereas it is expedient to
grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. In addition to the powers of investing in trustee invest- Investment
of part of
Consolidated
Trust Fund.
ments, the Synod may invest up to thirty per centum of the
book value of the assets now or hereafter comprising its
Consolidated Trust Fund in any investments or securities
that are now or may hereafter be authorized investments for
joint stock insurance companies and cash-mutual insurance
corporations under *The Companies Act*, and may alter and Rev. Stat.,
c. 251.
vary such investments from time to time by substituting
others of a like nature.

2. This Act shall come into force on the day it receives the Commence-
ment of Act.
Royal Assent.

3. This Act may be cited as *The Incorporated Synod of the* Short title.
Diocese of Toronto Act, 1949.

BILL

An Act respecting The Incorporated Synod
of the Diocese of Toronto.

1st Reading

2nd Reading

3rd Reading

MR. REA

(*Private Bill*)

No. 3

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting The Incorporated Synod of the Diocese of Toronto.

MR. REA

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting The Incorporated Synod of the Diocese of Toronto.

WHEREAS The Incorporated Synod of the Diocese of Preamble.
Toronto, hereinafter called the Synod, by its petition
has represented that by *An Act to enable the Incorporated* 1891, c. 101.
Synod of the Diocese of Toronto to consolidate and manage its
Trust Funds, being chapter 101 of the Statutes of Ontario,
1891, it was enabled to hold, manage and invest all personal
property, securities and moneys, which were or should there-
after become vested in or held by the Synod, as one general
trust fund, hereinafter called the Consolidated Trust Fund;
and whereas the Synod desires to be empowered to invest the
assets of the Consolidated Trust Fund in such a manner as
to obtain a greater diversity of investments and increase the
income derived therefrom; and whereas it is expedient to
grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. In addition to the powers of investing in trustee invest- Investment
of part of
Consolidated
Trust Fund.
ments, the Synod may invest up to thirty per centum of the
book value of the assets now or hereafter comprising its
Consolidated Trust Fund in any investments or securities
that are now or may hereafter be authorized investments for
joint stock insurance companies and cash-mutual insurance
corporations under *The Companies Act*, and may alter and Rev. Stat.,
c. 251.
vary such investments from time to time by substituting
others of a like nature.

2. This Act shall come into force on the day it receives the Commence-
ment of Act.
Royal Assent.

3. This Act may be cited as *The Incorporated Synod of the* Short title.
Diocese of Toronto Act, 1949.

BILL

An Act respecting The Incorporated Synod
of the Diocese of Toronto.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

MR. REA

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting Cottam Farmers Limited.

MR. MURDOCH

(PRIVATE BILL)

BILL

An Act respecting Cottam Farmers Limited.

WHEREAS Cottam Farmers Limited (hereinafter called Preamble.
the Corporation), a corporation incorporated under *The Rev. Stat.,*
Companies Act, by its petition has prayed for special legislation c. 251.
in respect of the matters hereinafter set forth; and whereas it
is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Notwithstanding any provision in *The Companies Act*, Corporation
to operate as
co-operative
and subject
to Rev. Stat.,
c. 251,
Part XII.
on and after the 1st day of January, 1950, the Corporation
shall,—

(a) be operated on a co-operative basis within the mean-
ing of Part XII of *The Companies Act* as amended
from time to time; and

(b) shall be subject to Part XII of *The Companies Act*
as amended from time to time,

except that the Corporation may provide for the payment of Proviso.
interest on the paid-up capital at such rate as may be deter-
mined annually by by-law, and except that the Corporation
shall not be required to use the word "co-operative" as a
part of its name.

2. This Act shall come into force on the day it receives the Commence-
ment of Act.
Royal Assent.

3. This Act may be cited as *The Cottam Farmers Limited* Short title.
Act, 1949.

BILL

An Act respecting Cottam Farmers
Limited.

1st Reading

2nd Reading

3rd Reading

MR. MURDOCH

(Private Bill)

No. 4

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting Cottam Farmers Limited.

MR. MURDOCH

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 4

1949

BILL

An Act respecting Cottam Farmers Limited.

WHEREAS Cottam Farmers Limited (hereinafter called the Corporation), a corporation incorporated under *The Companies Act*, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Preamble.
Rev. Stat.,
c. 251.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding any provision in *The Companies Act*, on and after the 1st day of January, 1950, the Corporation shall,—

Corporation
to operate as
co-operative
and subject
to Rev. Stat.,
c. 251,
Part XII.

(a) be operated on a co-operative basis within the meaning of Part XII of *The Companies Act* as amended from time to time; and

(b) be subject to Part XII of *The Companies Act* as amended from time to time,

except that the Corporation may provide for the payment of interest on the paid-up capital at such rate as may be determined annually by by-law, and except that the Corporation shall not be permitted to use the word "co-operative" as a part of its name.

Proviso.

2. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

3. This Act may be cited as *The Cottam Farmers Limited Act, 1949*.

Short title.

BILL

An Act respecting Cottam Farmers
Limited.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

April 7th, 1949

MR. MURDOCH

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

**An Act to incorporate The Institute of Accredited Public Accountants
of Ontario.**

MR. MURDOCH

(PRIVATE BILL)

BILL

An Act to incorporate The Institute of Accredited Public Accountants of Ontario.

WHEREAS the persons named in section 2 by their Preamble. petition have prayed that an Act be passed to incorporate The Institute of Accredited Public Accountants of Ontario with the objects and powers hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpreta-
tion,—

- (a) "by-law" means a by-law passed by the Council under "by-law"; this Act;
- (b) "Council" means the Council of the Institute established under this Act;
- (c) "Institute" means The Institute of Accredited Public Accountants of Ontario incorporated under this Act;
- (d) "member" means a member of the Institute and includes a certificated member of the Institute and a student member of the Institute.

2. Harold B. Cadman of the City of Hamilton in the Incorporation. County of Wentworth, Robert D. Euler of the City of Kitchener in the County of Waterloo, Robert W. Francis of the Village of Stoney Creek in the County of Wentworth, Walter R. Best of the said Village of Stoney Creek, Henry E. H. Boyd of the said City of Hamilton, Jack C. Jaggard of the said City of Hamilton, John B. Ellis of the said City of Hamilton, Henry Alfred Watson of the City of Ottawa in the County of Carleton, and Eugene Arpin of the said City of Ottawa, and such other persons as may hereafter acquire

membership in the Institute, are hereby constituted a body corporate under the name of The Institute of Accredited Public Accountants of Ontario.

Head office.

3. The head office of the Institute shall be at the City of Hamilton or at such other place within Ontario as the Council may by by-law from time to time determine.

Objects and purposes.

4. The objects and purposes of the Institute are,—

- (a) to provide an organization for accountants, auditors and business executives and for student accountants and student auditors with a view to promoting and advancing the interests of the profession of accountancy;
- (b) to co-operate with, assist and receive assistance from any organization within Canada or elsewhere having like or similar aims and objects;
- (c) to improve the skill, knowledge and proficiency of its members by providing facilities for study and research and by disseminating specialized knowledge and training among its members; and
- (d) to do such other lawful things as are incidental or conducive to the attainment of the above objects or any of them.

Property.

5. The Institute may purchase, sell, mortgage or otherwise deal with such real and personal property as is necessary for its objects and purposes.

Council.

6. There shall be a council composed of nine persons or of such greater number as may be determined by by-law to be known as the Council of The Institute of Accredited Public Accountants of Ontario by which the business and affairs of the Institute shall be managed.

Officers.

7.—(1) The Council shall elect from among its members a President, a Vice-President, a Secretary and a Treasurer and such additional or other officers as may be provided by the by-laws.

First Council.

(2) Until the first annual meeting of the members of the Institute the Council shall be composed of the said Harold B. Cadman who shall be President, the said Robert W. Francis who shall be Vice-President, the said Jack C. Jaggard who shall be Secretary, the said John B. Ellis who shall be Treasurer, the said Robert D. Euler, the said Walter R. Best, the said Henry E. H. Boyd, the said Henry Alfred Watson, and the said Eugene Arpin.

(3) At the first annual meeting which shall be held not later than the 31st day of December, 1949, and at each annual meeting thereafter the members of the Council shall be elected by ballot and shall continue in office until their successors are elected. Annual / election of Council.

8. The Council may pass by-laws for carrying out the objects and purposes of the Institute and, without limiting the generality of the foregoing, may by such by-laws provide for,— By-laws.

- (a) the terms and conditions of membership in the Institute;
- (b) the discipline, suspension and expulsion of its members;
- (c) the powers and duties of the officers of the Institute;
- (d) the curriculum and course of study to be pursued by student members;
- (e) the appointment of examiners, the defining of their duties and the fixing of their remuneration;
- (f) the procedure to be adopted at meetings of the members and of the Council;
- (g) prescribing, holding and conducting examinations.

9.—(1) Membership in the Institute shall be of two classes, namely certificated membership and student membership. Membership.

(2) All members shall be affiliated with the parent body, The Institute of Accredited Public Accountants, a corporation incorporated under *The Companies Act, 1934* (Canada). Affiliation. 1934, c. 33 (Can.).

10. A certificated member of the Institute shall be known and styled as an "Accredited Public Accountant" and may affix to his name the words "Accredited Public Accountant" or the initials "A.P.A.", or both. Certificated members.

11. A student member shall be entitled to such privileges and rights and be subject to such obligations in the Institute as the by-laws may from time to time provide; but no student member shall be entitled to vote at a meeting of the Institute. Student members.

12. Under such terms and conditions as the Council may by by-law prescribe, certificated membership in the Institute shall be open to,— Qualifications for membership.

- (a) any resident of Ontario who is an accredited member in good standing of "The Institute of Accredited Public Accountants" mentioned in section 9;
- (b) any resident of Ontario who has practised as an accountant for a period of five years and who is a member in good standing of any association of accountants and auditors, incorporated by or under authority of an Act of Canada or of Ontario, the qualifications for membership in which are in the opinion of the Council equivalent to those established for the Institute;
- (c) any person of the full age of twenty-one years who has successfully passed the examinations prescribed by the Council, and who has satisfied the Council that he has either,
 - (i) held himself out as an accountant in full-time practice for a period of five years, or
 - (ii) served for five years as a clerk or assistant to a full-time practising accountant, or
 - (iii) otherwise had sufficient experience in accountancy.

Idem.

13. Student membership in the Institute shall be open to such persons as the Council may determine and under such terms and conditions as the by-laws may prescribe.

Examinations.

14. The Council shall prescribe the subjects on which examinations shall be taken, which shall include the following and such others as may in its opinion be necessary or desirable:

- (a) bookkeeping and accounting, including the practical application of all laws of Canada relating to income tax, taxing laws of Ontario, *The Partnership Act*, *The Companies Act*, *The Companies Act, 1934* (Canada), *The Bank Act* (Canada), the *Bankruptcy Act* (Canada), the *Winding-up Act* (Canada) and the *Bills of Exchange Act* (Canada);
- (b) auditing, including types of audits, verification of assets and liabilities, verification of income and expenses, and revenue and expenditures;
- (c) business investigations, including the principles of practice and procedure on bond issues, mergers, company re-organizations, defalcation of funds, fire loss and adjustments and appraisals;

Rev. Stat.,
cc. 187, 251.
1934, c. 33
(Can.).
1944-45
c. 30 (Can.).
R.S.C.,
cc. 11, 213,
16.

(d) commercial law, including the principles of a contract, partnership, bulk sales, real estate, wills, estates, copyrights, patents and royalties;

(e) industrial and business organization and administration, including the principles of cost accounting, installation of business systems, budgeting, credits and collections, office management and correspondence.

15.—(1) The Council may fix an entrance fee and an annual ^{Fees.} fee to be paid by members of each class and may from time to time vary the amount of such fees.

(2) The Council may from time to time fix such special ^{Assessments.} assessments as it may deem necessary or advisable to be paid by members of any class but no such assessment shall be recoverable until confirmed by a vote of the members at an annual meeting or at a special general meeting called for the purpose.

(3) All fees and assessments fixed by the Council under ^{Idem.} authority of this Act may be recovered as debts due to the Institute.

16. No member shall be liable for any debts of the Institute ^{Liability of members.} beyond the amount of his unpaid fees and assessments.

17. The Council shall cause to be kept by one of its officers ^{Register.} a register in which shall be entered the names of all certificated members of the Institute in good standing and those persons only whose names are entered in the register shall be entitled to the privileges of certificated membership in the Institute.

18. The register provided for in section 17 shall be *prima* ^{Register as evidence.} *facie* evidence in all courts in Ontario that the persons whose names are entered therein are certificated members of the Institute in good standing and the absence of the name of any person from such register shall be *prima facie* evidence that such person is not a certificated member of the Institute.

19. No person unless he is a certificated member of the ^{Prohibition.} Institute and registered as such may take or use the designation "Accredited Public Accountant" or the initials "A.P.A." either alone or in combination with any other word or words, or any name, title or description implying that he is an Accredited Public Accountant.

20. Nothing in this Act shall affect or interfere with the ^{Saving.} right of any person who is not a member to practise as an accountant or auditor in Ontario.

Penalty.

21. Any person contravening section 19 shall be guilty of an offence and liable on summary conviction to a penalty not exceeding \$100.

Recovery of penalties.

Rev. Stat.,
c. 136.

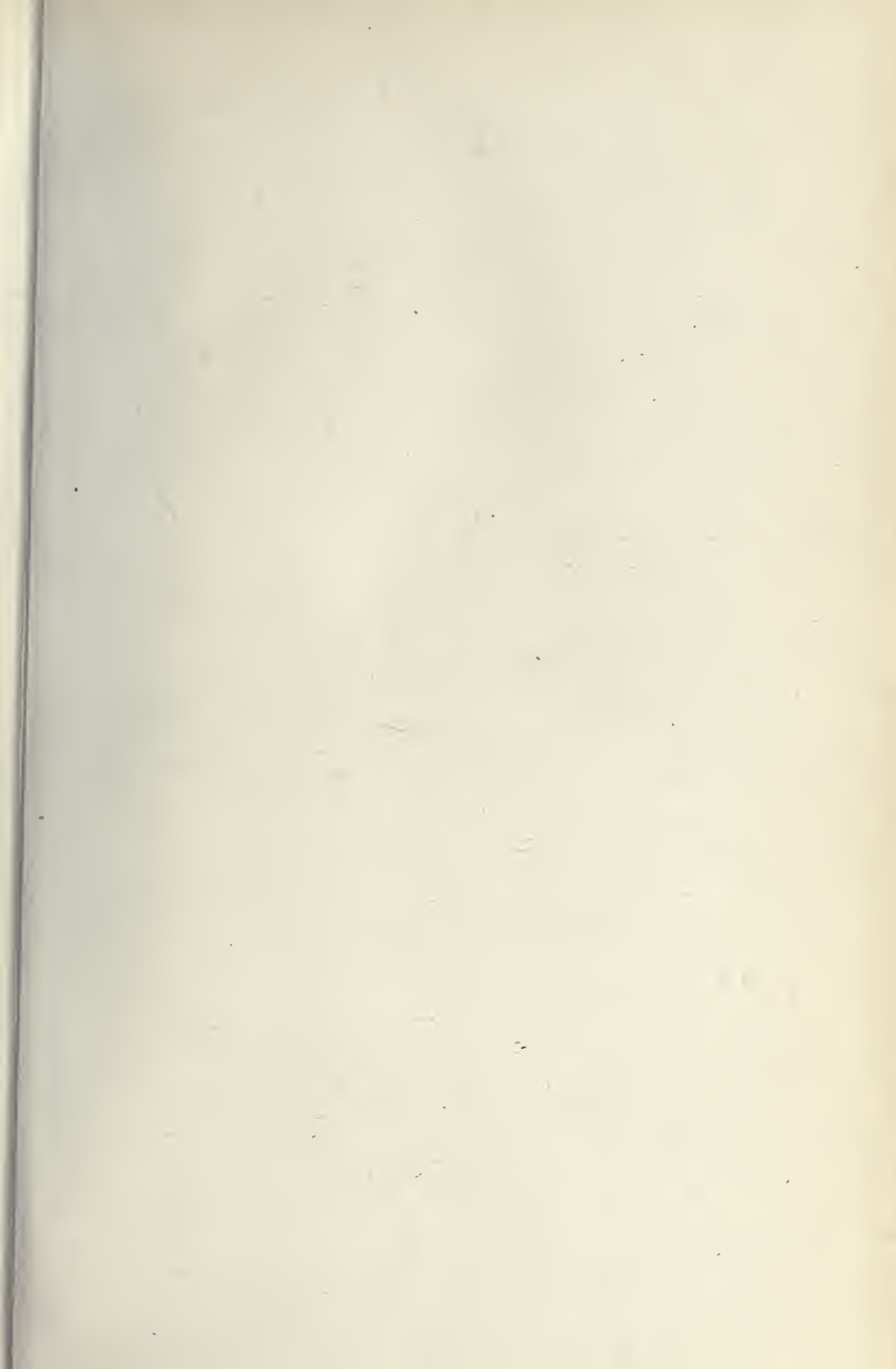
22. The penalties provided for under this Act shall be recoverable under *The Summary Convictions Act* and shall be paid over immediately upon recovery thereof by the convicting magistrate to the Institute.

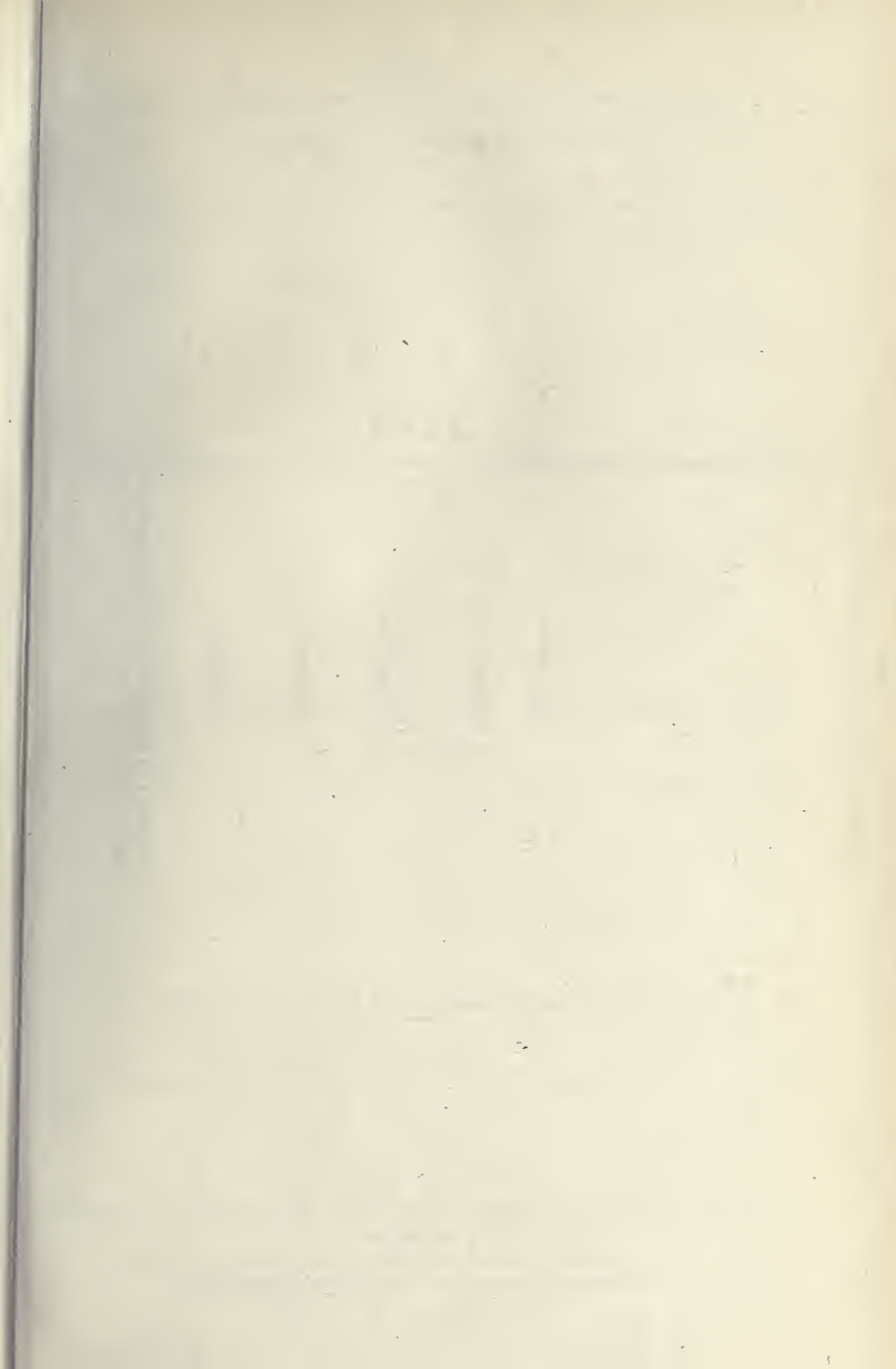
Commence-
ment of Act.

23. This Act shall come into force on the day it receives the Royal Assent.

Short title.

24. This Act may be cited as *The Institute of Accredited Public Accountants of Ontario Act, 1949*.





BILL

An Act to incorporate The Institute of Accredited Public Accountants of Ontario.

1st Reading

2nd Reading

3rd Reading

MR. MURDOCH

(Private Bill)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to incorporate The Institute of Accredited Public Accountants
of Ontario.

MR. MURDOCH

(Reprinted as amended by the Committee on Private Bills.)

BILL

An Act to incorporate The Institute of Accredited Public Accountants of Ontario.

WHEREAS the persons named in section 2 by their Preamble. petition have prayed that an Act be passed to incorporate The Institute of Accredited Public Accountants of Ontario with the objects and powers hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpreta-
tion,—

- (a) "by-law" means a by-law passed by the Council under "by-law"; this Act;
- (b) "Council" means the Council of the Institute esta- 'Council'.
blished under this Act;
- (c) "Institute" means The Institute of Accredited Public "Institute";
Accountants of Ontario incorporated under this
Act;
- (d) "member" means a member of the Institute and 'member'.
includes a certificated member of the Institute and a
student member of the Institute.

2. Harold B. Cadman of the City of Hamilton in the Incorporation. County of Wentworth, Robert D. Euler of the City of Kitchener in the County of Waterloo, Robert W. Francis of the Village of Stoney Creek in the County of Wentworth, Walter R. Best of the said Village of Stoney Creek, Henry E. H. Boyd of the said City of Hamilton, Jack C. Jaggard of the said City of Hamilton, John B. Ellis of the said City of Hamilton, Henry Alfred Watson of the City of Ottawa in the County of Carleton, and Eugene Arpin of the said City of Ottawa, and such other persons as may hereafter acquire

membership in the Institute, are hereby constituted a body corporate under the name of The Institute of Accredited Public Accountants of Ontario.

Head office. **3.** The head office of the Institute shall be at the City of Hamilton or at such other place within Ontario as the Council may by by-law from time to time determine.

Objects and purposes. **4.** The objects and purposes of the Institute are,—

- (a) to provide an organization for accountants, auditors and business executives and for student accountants and student auditors with a view to promoting and advancing the interests of the profession of accountancy;
- (b) to co-operate with, assist and receive assistance from any organization within Canada or elsewhere having like or similar aims and objects;
- (c) to improve the skill, knowledge and proficiency of its members by providing facilities for study and research and by disseminating specialized knowledge and training among its members; and
- (d) to do such other lawful things as are incidental or conducive to the attainment of the above objects or any of them.

Property. **5.** The Institute may purchase, sell, mortgage or otherwise deal with such real and personal property as is necessary for its objects and purposes.

Council. **6.** There shall be a council composed of nine persons or of such greater number as may be determined by by-law to be known as the Council of The Institute of Accredited Public Accountants of Ontario by which the business and affairs of the Institute shall be managed.

Officers. **7.—(1)** The Council shall elect from among its members a President, a Vice-President, a Secretary and a Treasurer and such additional or other officers as may be provided by the by-laws.

First Council. **(2)** Until the first annual meeting of the members of the Institute the Council shall be composed of the said Harold B. Cadman who shall be President, the said Robert W. Francis who shall be Vice-President, the said Jack C. Jaggard who shall be Secretary, the said John B. Ellis who shall be Treasurer, the said Robert D. Euler, the said Walter R. Best, the said Henry E. H. Boyd, the said Henry Alfred Watson, and the said Eugene Arpin.

(3) At the first annual meeting which shall be held not later than the 31st day of December, 1949, and at each annual meeting thereafter the members of the Council shall be elected by ballot and shall continue in office until their successors are elected. ^{Annual election of Council.}

8.—(1) The Council may pass by-laws for carrying out the objects and purposes of the Institute and, without limiting the generality of the foregoing, may by such by-laws provide for,— ^{By-laws.}

- (a) the terms and conditions of membership in the Institute;
- (b) the discipline, suspension and expulsion of its members;
- (c) the powers and duties of the officers of the Institute;
- (d) the curriculum and course of study to be pursued by student members;
- (e) the appointment of examiners, the defining of their duties and the fixing of their remuneration;
- (f) the procedure to be adopted at meetings of the members and of the Council;

(2) Any by-law of the Council may be annulled by the Lieutenant-Governor in Council. ^{Annulment of by-laws.}

9.—(1) Membership in the Institute shall be of two classes, namely certificated membership and student membership. ^{Membership.}

(2) All members shall be affiliated with the parent body, The Institute of Accredited Public Accountants, a corporation incorporated under *The Companies Act, 1934* (Canada). ^{Affiliation. 1934, c. 33 (Can.).}

10. A certificated member of the Institute shall be known and styled as an "Accredited Public Accountant" and may affix to his name the words "Accredited Public Accountant" or the initials "A.P.A.", or both. ^{Certificated members.}

11. A student member shall be entitled to such privileges and rights and be subject to such obligations in the Institute as the by-laws may from time to time provide; but no student member shall be entitled to vote at a meeting of the Institute. ^{Student members.}

12. Under such terms and conditions as the Council may by by-law prescribe, certificated membership in the Institute shall be open to,— ^{Qualifications for membership.}

- (a) any resident of Ontario who is an accredited member in good standing of "The Institute of Accredited Public Accountants" mentioned in section 9;
- (b) any resident of Ontario who has practised as an accountant for a period of five years and who is a member in good standing of any association of accountants and auditors, incorporated by or under authority of an Act of Canada or of Ontario, the qualifications for membership in which are in the opinion of the Council equivalent to those established for the Institute;
- (c) any person of the full age of twenty-one years who has successfully passed the examinations prescribed by the Council, and who has satisfied the Council that he has either,
 - (i) held himself out as an accountant in full-time practice for a period of five years, or
 - (ii) served for five years as a clerk or assistant to a full-time practising accountant, or
 - (iii) otherwise had sufficient experience in accountancy.

Idem.

13. Student membership in the Institute shall be open to such persons as the Council may determine and under such terms and conditions as the by-laws may prescribe.

Examinations.

14. The Council shall prescribe the subjects on which examinations shall be taken, which shall include the following and such others as may in its opinion be necessary or desirable:

- (a) bookkeeping and accounting, including the practical application of all laws of Canada relating to income tax, taxing laws of Ontario, *The Partnership Act*, *The Companies Act*, *The Companies Act, 1934* (Canada), *The Bank Act* (Canada), the *Bankruptcy Act* (Canada), the *Winding-up Act* (Canada) and the *Bills of Exchange Act* (Canada);
- (b) auditing, including types of audits, verification of assets and liabilities, verification of income and expenses, and revenue and expenditures;
- (c) business investigations, including the principles of practice and procedure on bond issues, mergers, company re-organizations, defalcation of funds, fire loss and adjustments and appraisals;

Rev. Stat.,
cc. 187, 251.
1934, c. 33
(Can.).
1944-45
c. 30 (Can.).
R.S.C.,
cc. 11, 213,
16.

- (d) commercial law, including the principles of a contract, partnership, bulk sales, real estate, wills, estates, copyrights, patents and royalties;
- (e) industrial and business organization and administration, including the principles of cost accounting, installation of business systems, budgeting, credits and collections, office management and correspondence.

15.—(1) The Council may fix an entrance fee and an annual ^{Fees.} fee to be paid by members of each class and may from time to time vary the amount of such fees.

(2) The Council may from time to time fix such special ^{Assessments.} assessments as it may deem necessary or advisable to be paid by members of any class but no such assessment shall be recoverable until confirmed by a vote of the members at an annual meeting or at a special general meeting called for the purpose.

(3) All fees and assessments fixed by the Council under ^{Idem.} authority of this Act may be recovered as debts due to the Institute.

16. No member shall be liable for any debts of the Institute ^{Liability of members.} beyond the amount of his unpaid fees and assessments.

17. The Council shall cause to be kept by one of its officers ^{Register.} a register in which shall be entered the names of all certificated members of the Institute in good standing and those persons only whose names are entered in the register shall be entitled to the privileges of certificated membership in the Institute.

18. The register provided for in section 17 shall be *prima* ^{Register as evidence.} *facie* evidence in all courts in Ontario that the persons whose names are entered therein are certificated members of the Institute in good standing and the absence of the name of any person from such register shall be *prima facie* evidence that such person is not a certificated member of the Institute.

19. No person unless he is a certificated member of the ^{Prohibition.} Institute and registered as such may take or use the designation "Accredited Public Accountant" or the initials "A.P.A." either alone or in combination with any other word or words, or any name, title or description implying that he is an Accredited Public Accountant.

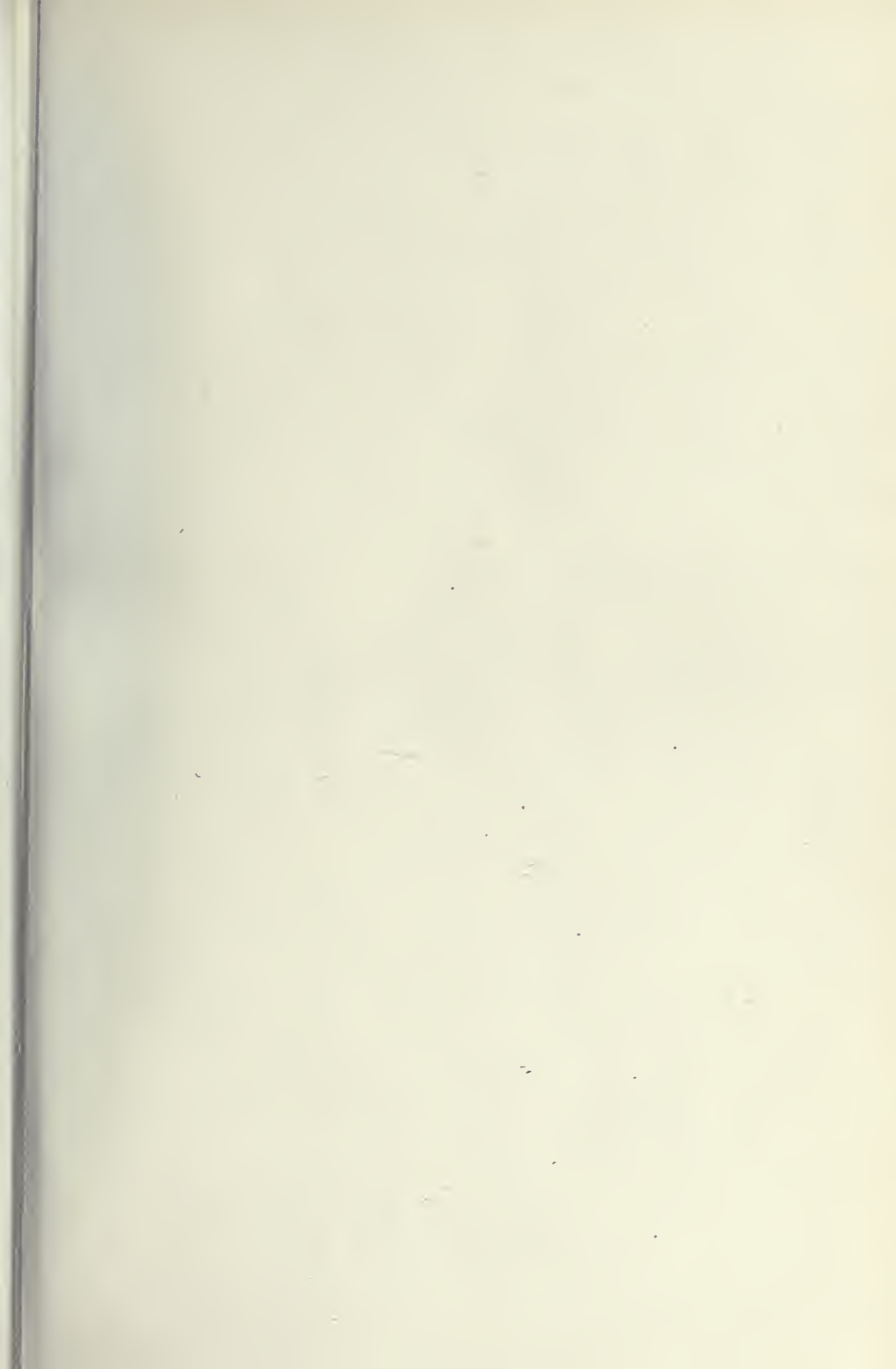
20. Nothing in this Act shall affect or interfere with the ^{Saving.} right of any person who is not a member to practise as an accountant or auditor in Ontario.

Penalty. **21.** Any person contravening section 19 shall be guilty of an offence and liable on summary conviction to a penalty not exceeding \$100.

Recovery of penalties. **22.** The penalties provided for under this Act shall be recoverable under *The Summary Convictions Act* and shall be paid over immediately upon recovery thereof by the convicting magistrate to the Institute.
Rev. Stat., c. 136.

Commence-ment of Act. **23.** This Act shall come into force on the day it receives the Royal Assent.

Short title. **24.** This Act may be cited as *The Institute of Accredited Public Accountants of Ontario Act, 1949.*





BILL

An Act to incorporate The Institute of Accredited Public Accountants of Ontario.

1st Reading

February 24th, 1949

2nd Reading

3rd Reading

MR. MURDOCH

(Reprinted as amended by the Committee on Private Bills.)

1ST SESSION, 23RD LEGISLATIVE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of Scarborough.

MISS MACPHAIL

(PRIVATE BILL)

1877

IN THE SENATE OF THE UNITED STATES

REPORT
OF THE
COMMISSIONER OF THE
LAND OFFICE

WASHINGTON:
GOVERNMENT PRINTING OFFICE:
1877

No. 6

1949

BILL

An Act respecting the Township of Scarborough.

WHEREAS the Corporation of the Township of Scar- Preamble.
borough by its petition has prayed for special legislation
prohibiting its annexation to an adjoining municipality for a
period of five years without the assent of the electors, and has
prayed that it be granted certain of the powers given by
The Municipal Act to urban municipalities; and whereas it is Rev. Stat.,
c. 266.
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Notwithstanding the provisions of any other Act, no No annexa-
tion for
five years
without
assent of
electors.
part of the Township of Scarborough shall, for the period of
five years after this Act comes into force, be annexed to an
adjoining municipality without the assent of the electors of
the Township obtained on the submission of a question for
that purpose in conformity with *The Municipal Act*.

2. For the purposes of paragraph 50 of section 407 and Application
of Rev. Stat.,
c. 266, s. 407,
para. 50;
s. 414,
paras. 3, 7,
to Township.
paragraphs 3 and 7 of section 414 of *The Municipal Act*,
the Township of Scarborough shall be deemed to be a town.

3. This Act shall come into force on the day it receives the Commence-
ment of Act.
Royal Assent.

4. This Act may be cited as *The Township of Scarborough* Short title.
Act, 1949.

BILL

An Act respecting the Township of
Scarborough.

1st Reading

2nd Reading

3rd Reading

MISS MACPHAIL

(Private Bill)

No. 6

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

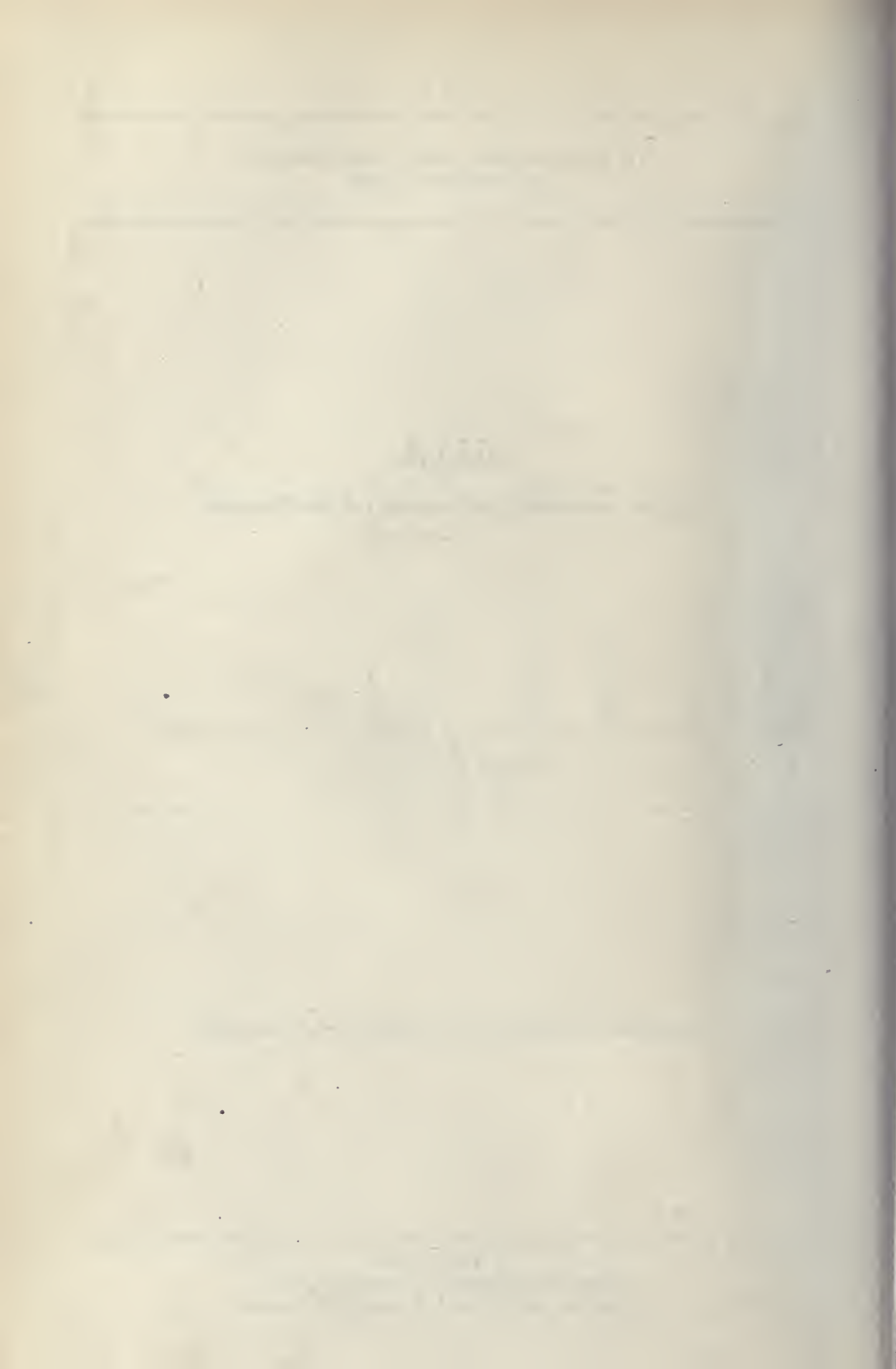
BILL

An Act respecting the Township of Scarborough.

MISS MACPHAIL

(Reprinted as amended by the Committee on Private Bills.)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



No. 6

1949

BILL

An Act respecting the Township of Scarborough.

WHEREAS the Corporation of the Township of Scar- Preamble.
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prohibiting its annexation to an adjoining municipality for a
period of five years without the assent of the electors, and has
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The Municipal Act to urban municipalities; and whereas it is Rev. Stat.,
c. 266.
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Notwithstanding the provisions of any other Act, No annexa-
tion for
five years
without
assent of
electors.
excepting only section 23 of *The Municipal Act*, no part of
the Township of Scarborough shall, for the period of five years
after this Act comes into force, be annexed to an adjoining
municipality without the assent of the electors of the Town-
ship obtained on the submission of a question for that purpose
in conformity with *The Municipal Act*.

2. For the purposes of paragraph 50 of section 407 and Application
of Rev. Stat.,
c. 266, s. 407,
para. 50;
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Royal Assent.

4. This Act may be cited as *The Township of Scarborough* Short title.
Act, 1949.

BILL

An Act respecting the Township of
Scarborough.

1st Reading

February 24th, 1949

2nd Reading

3rd Reading

MISS MACPHAIL

*(Reprinted as amended by the Committee
on Private Bills)*

No. 6

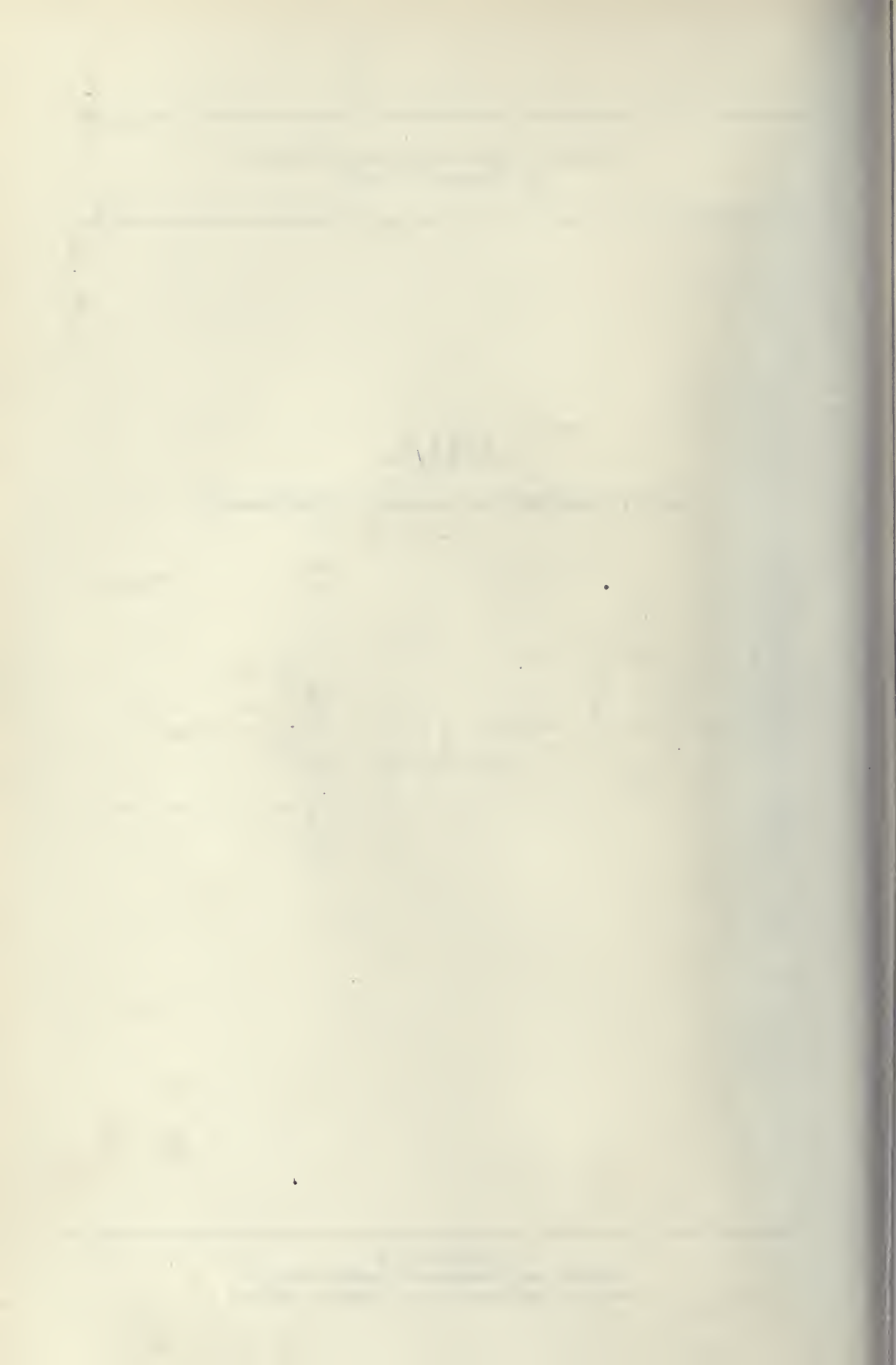
1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of Scarborough.

MISS MACPHAIL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



No. 6

1949

BILL

An Act respecting the Township of Scarborough.

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prohibiting its annexation to an adjoining municipality for a
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prayed that it be granted certain of the powers given by
The Municipal Act to urban municipalities; and whereas it is Rev. Stat.,
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expedient to grant the prayer of the said petition;

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1. Notwithstanding the provisions of any other Act, No annexa-
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excepting only section 23 of *The Municipal Act*, no part of
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municipality without the assent of the electors of the Town-
ship obtained on the submission of a question for that purpose
in conformity with *The Municipal Act*.

2. For the purposes of paragraph 50 of section 407 and Application
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c. 266, s. 407,
para. 50;
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paras. 3, 7,
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paragraphs 3 and 7 of section 414 of *The Municipal Act*,
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3. This Act shall come into force on the day it receives the Commence-
ment of Act.
Royal Assent.

4. This Act may be cited as *The Township of Scarborough* Short title.
Act, 1949.

BILL

An Act respecting the Township of
Scarborough.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

Miss MacPAILL

No. 7

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

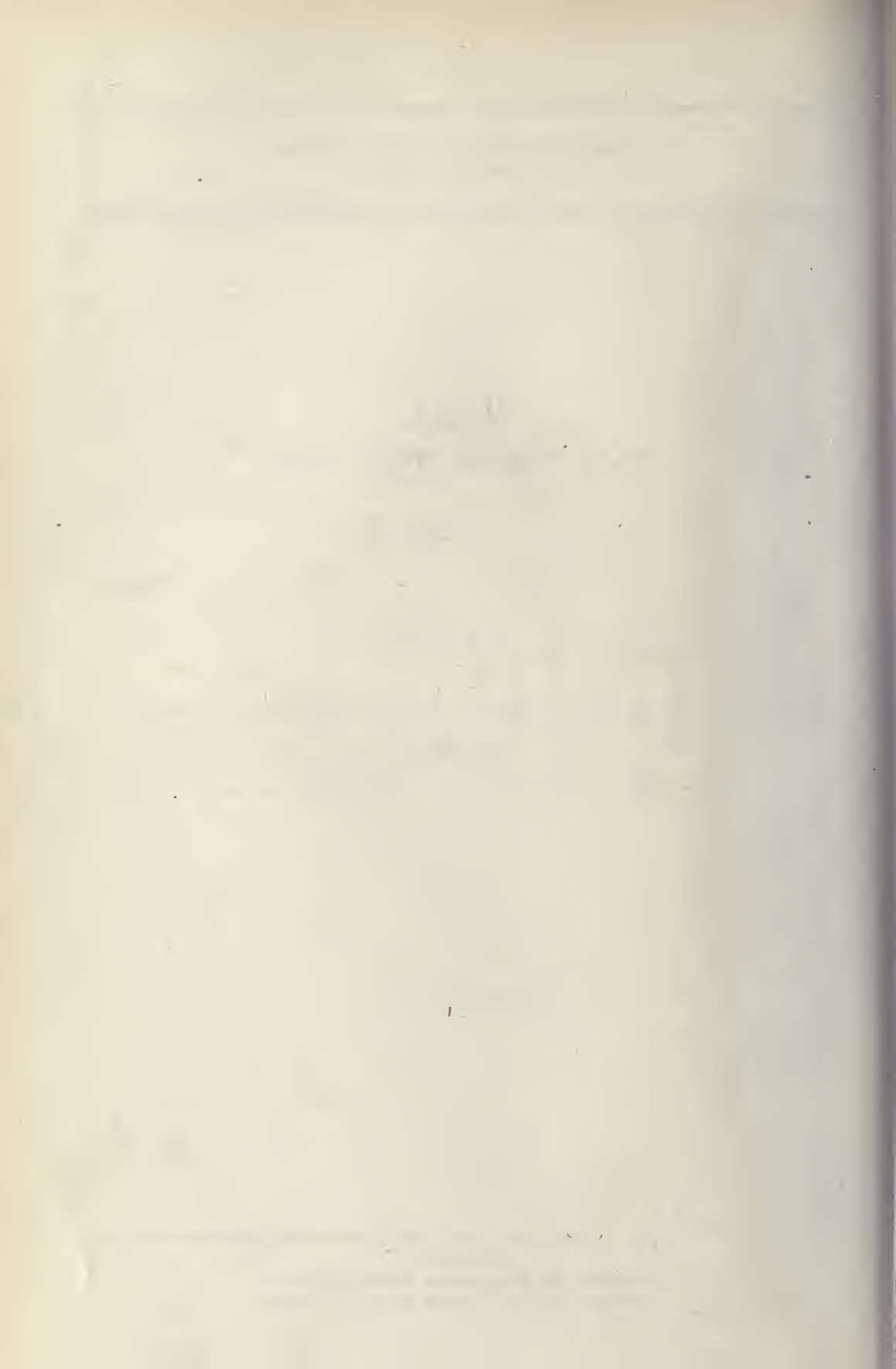
BILL

An Act respecting Wycliffe College.

MR. REA

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



No. 7

1949

BILL

An Act respecting Wycliffe College.

WHEREAS the Trustees of Wycliffe College by their Preamble.
 petition have represented that by *An Act respecting* 1916, c. 112.
Wycliffe College, being chapter 112 of the Statutes of Ontario,
 1916, the government, conduct, management and control of
 Wycliffe College and of the property, revenues, business and
 affairs thereof was vested in them; and whereas the Trustees
 desire to be empowered to invest the funds which come into
 their hands in such manner as to obtain diversity of invest-
 ments and increase the income derived therefrom; and whereas
 it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and
 consent of the Legislative Assembly of the Province of Ontario,
 enacts as follows:

1. Subject to the limitations imposed by the provisions Investment
of funds.
 of any specific trust, the Trustees shall have, and shall be
 deemed to have had, power to invest all such funds as are now
 in or hereafter come into their hands, in any investments or
 securities that are now or may hereafter be authorized for
 investment by trustees under *The Trustee Act* and in any Rev. Stat.,
c. 165.
 investments or securities that are now or may hereafter be
 authorized investments for joint stock insurance companies
 and cash-mutual insurance corporations under *The Companies* Rev. Stat.,
c. 251.
Act, and may alter and vary such investments from time to
 time by substituting others of a like nature.

2. This Act shall come into force on the day it receives the Commence-
ment of Act.
 Royal Assent.

3. This Act may be cited as *The Wycliffe College Act*, Short title.
 1949.

BILL

An Act respecting Wycliffe College.

1st Reading

2nd Reading

3rd Reading

MR. REA

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting Wycliffe College.

MR. REA

No. 7

1949

BILL

An Act respecting Wycliffe College.

WHEREAS the Trustees of Wycliffe College by their Preamble.
petition have represented that by *An Act respecting* 1916, c. 112.
Wycliffe College, being chapter 112 of the Statutes of Ontario,
1916, the government, conduct, management and control of
Wycliffe College and of the property, revenues, business and
affairs thereof was vested in them; and whereas the Trustees
desire to be empowered to invest the funds which come into
their hands in such manner as to obtain diversity of invest-
ments and increase the income derived therefrom; and whereas
it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and
consent of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Subject to the limitations imposed by the provisions Investment
of any specific trust, the Trustees shall have, and shall be of funds.
deemed to have had, power to invest all such funds as are now
in or hereafter come into their hands, in any investments or
securities that are now or may hereafter be authorized for
investment by trustees under *The Trustee Act* and in any Rev. Stat.,
investments or securities that are now or may hereafter be c. 165.
authorized investments for joint stock insurance companies
and cash-mutual insurance corporations under *The Companies* Rev. Stat.,
Act, and may alter and vary such investments from time to c. 251.
time by substituting others of a like nature.

2. This Act shall come into force on the day it receives the Commence-
Royal Assent. ment of Act.

3. This Act may be cited as *The Wycliffe College Act*, Short title.
1949.

BILL

An Act respecting Wycliffe College.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

MR. REA

No. 8

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to establish The Frontenac High School District.

MR. PRINGLE

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act to establish The Frontenac High School District.

WHEREAS the Corporation of the County of Frontenac Preamble.
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "Board" means The Frontenac District High School "Board";
Board;
- (b) "County of Frontenac" means the territorial area of "County of
Frontenac".
which for municipal purposes the County of Fron-
tenac is composed.

2.—(1) The area comprising the County of Frontenac, Frontenac
County
High School
District
established.
except those parts which respectively consist of the City of
Kingston and the Township of Wolfe Island, is hereby estab-
lished as a high school district to be known as The Frontenac
High School District.

(2) The Sydenham High School District is discontinued Sydenham
High School
District
dissolved.
and dissolved and shall be deemed to have been succeeded by
The Frontenac High School District.

3.—(1) The board of high school trustees for The Frontenac Board a
corporation.
High School District shall be a corporation by the name of
The Frontenac District High School Board.

(2) Until the 31st day of December, 1949, and thereafter First Board.
until the trustees first appointed pursuant to subsection 3
take office, the Board shall consist of the trustees who were
trustees of The Sydenham High School Board immediately
prior to the day this Act comes into force.

Composition
of Board.

(3) On and after the 1st day of January, 1950, the Board shall consist of six trustees appointed by the council of the Corporation of the County of Frontenac, three of whom shall retire each year.

Transfer of
assets and
liabilities.

4. The assets and liabilities of The Sydenham High School Board are vested in and made the assets and liabilities of the Board.

Issue of
debentures.

5.—(1) Where the Board requires money for permanent improvements to be raised by issue of municipal debentures, such money may be raised by issue of debentures of the Corporation of the County of Frontenac and for that purpose the council of the County shall have and may exercise the same powers as *The High Schools Act* gives to local municipalities with respect to the issue of debentures for high school purposes.

Rev. Stat.,
c. 360.

Liability for
debenture
debts.

(2) The annual amount required to pay off any debentures issued by the County under the authority of this Act and to pay interest thereon shall be apportioned and raised and paid to the County in the manner set out in subsection 8 of section 43 of *The High Schools Act*.

Application
of Rev. Stat.,
c. 360.

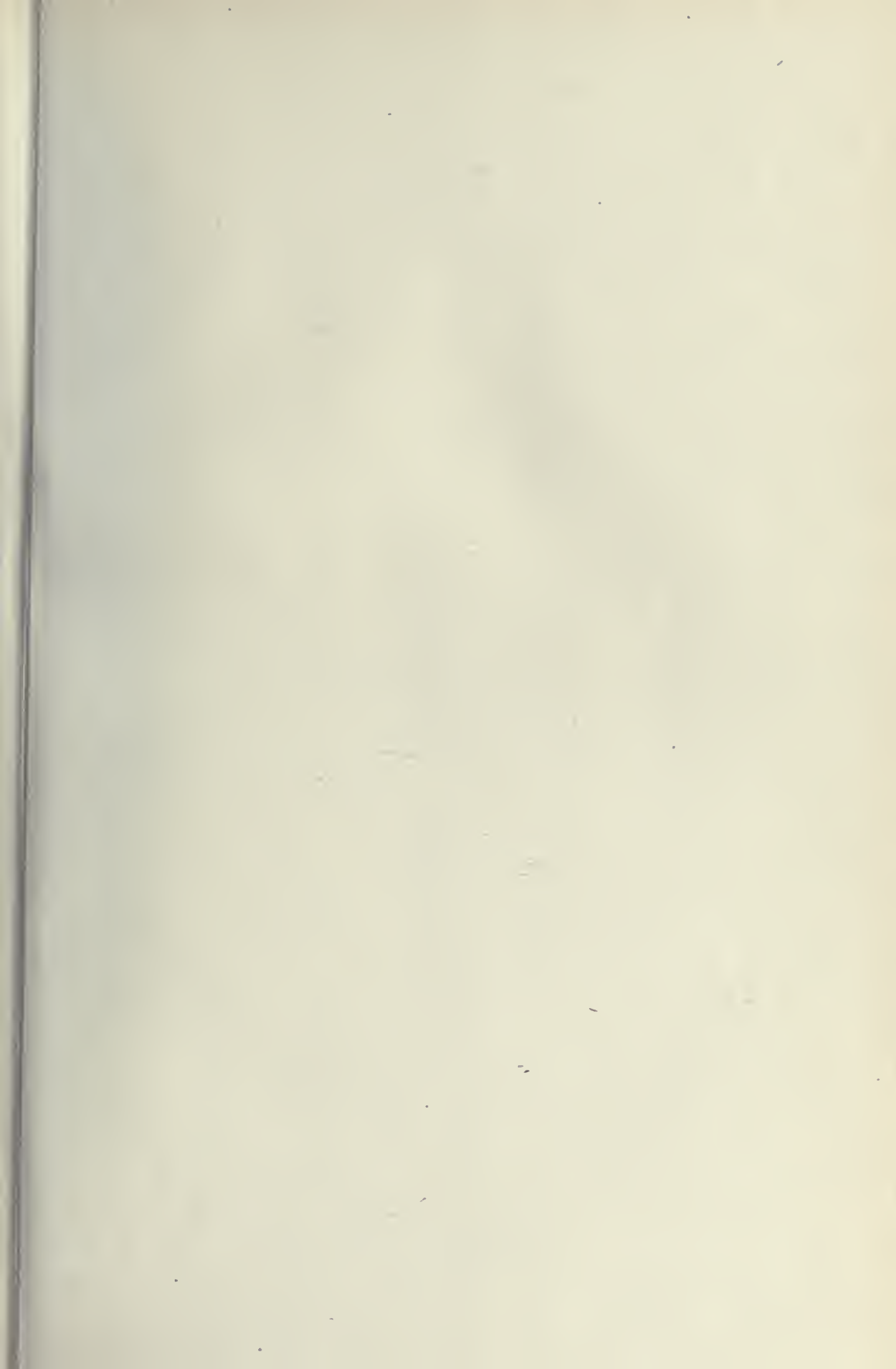
6. Except as expressly varied by this Act, all of the provisions of *The High Schools Act* shall apply to The Frontenac High School District and to the Board and to the high schools under its jurisdiction.

Commence-
ment of Act.

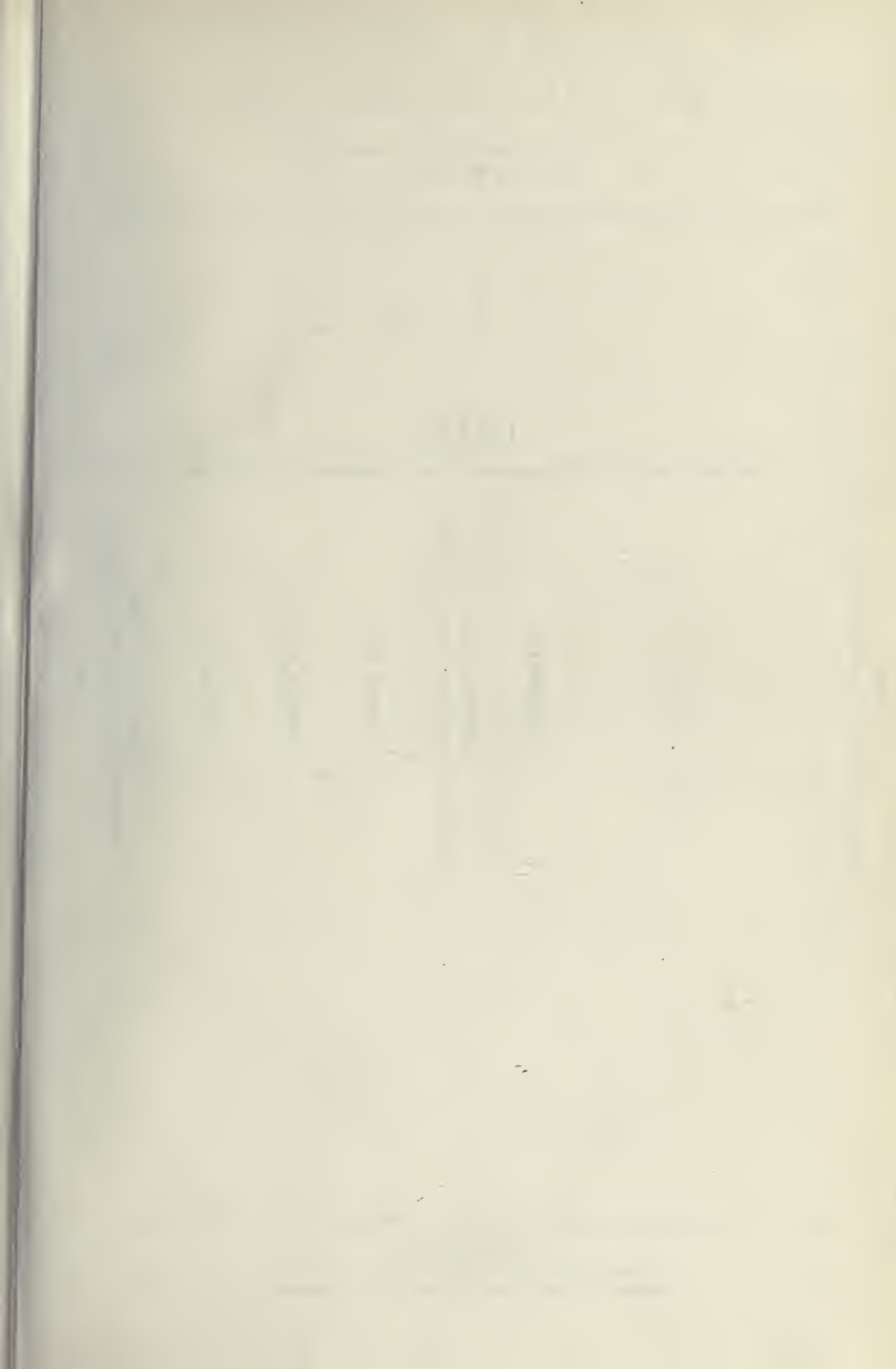
7. This Act shall come into force on the day it receives the Royal Assent.

Short title.

8. This Act may be cited as *The Frontenac High School District Act, 1949*.







BILL

An Act to establish The Frontenac
High School District.

1st Reading

2nd Reading

3rd Reading

MR. PRINGLE

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to establish The Frontenac High School District.

MR. PRINGLE

BILL

An Act to establish The Frontenac High School District.

WHEREAS the Corporation of the County of Frontenac Preamble.
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "Board" means The Frontenac District High School "Board";
Board;
- (b) "County of Frontenac" means the territorial area of "County of
which for municipal purposes the County of Fron- Frontenac".
tenac is composed.

2.—(1) The area comprising the County of Frontenac, Frontenac
County
except those parts which respectively consist of the City of High School
Kingston and the Township of Wolfe Island, is hereby estab- District
lished as a high school district to be known as The Frontenac established.
High School District.

(2) The Sydenham High School District is discontinued Sydenham
High School
and dissolved and shall be deemed to have been succeeded by District
The Frontenac High School District. dissolved.

3.—(1) The board of high school trustees for The Frontenac Board a
High School District shall be a corporation by the name of corporation.
The Frontenac District High School Board.

(2) Until the 31st day of December, 1949, and thereafter First Board.
until the trustees first appointed pursuant to subsection 3
take office, the Board shall consist of the trustees who were
trustees of The Sydenham High School Board immediately
prior to the day this Act comes into force.

Composition
of Board.

(3) On and after the 1st day of January, 1950, the Board shall consist of six trustees appointed by the council of the Corporation of the County of Frontenac, three of whom shall retire each year.

Transfer of
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4. The assets and liabilities of The Sydenham High School Board are vested in and made the assets and liabilities of the Board.

Issue of
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5.—(1) Where the Board requires money for permanent improvements to be raised by issue of municipal debentures, such money may be raised by issue of debentures of the Corporation of the County of Frontenac and for that purpose the council of the County shall have and may exercise the same powers as *The High Schools Act* gives to local municipalities with respect to the issue of debentures for high school purposes.

Rev. Stat.,
c. 360.

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(2) The annual amount required to pay off any debentures issued by the County under the authority of this Act and to pay interest thereon shall be apportioned and raised and paid to the County in the manner set out in subsection 8 of section 43 of *The High Schools Act*.

Application
of Rev. Stat.,
c. 360.

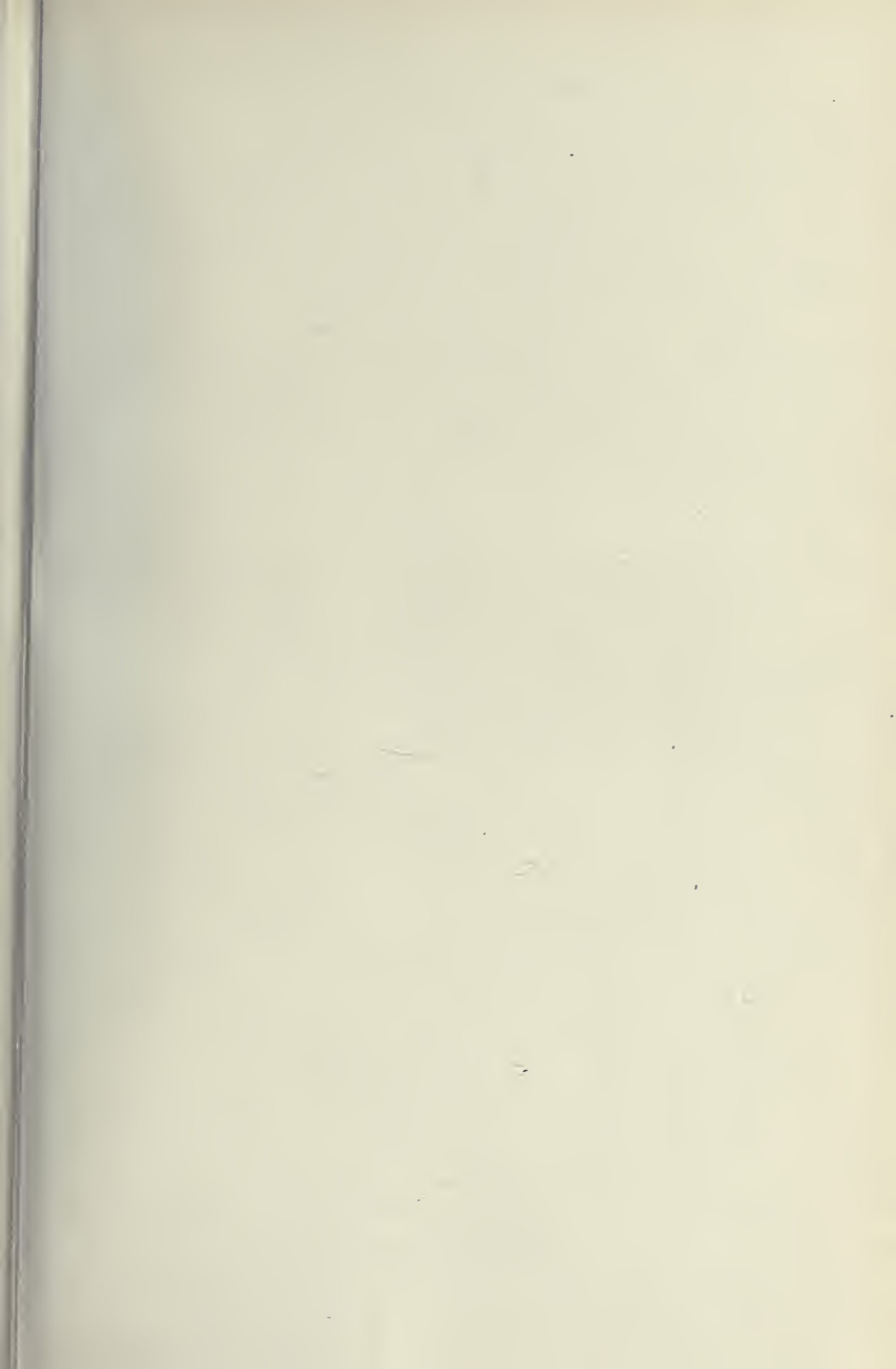
6. Except as expressly varied by this Act, all of the provisions of *The High Schools Act* shall apply to The Frontenac High School District and to the Board and to the high schools under its jurisdiction.

Commence-
ment of Act.

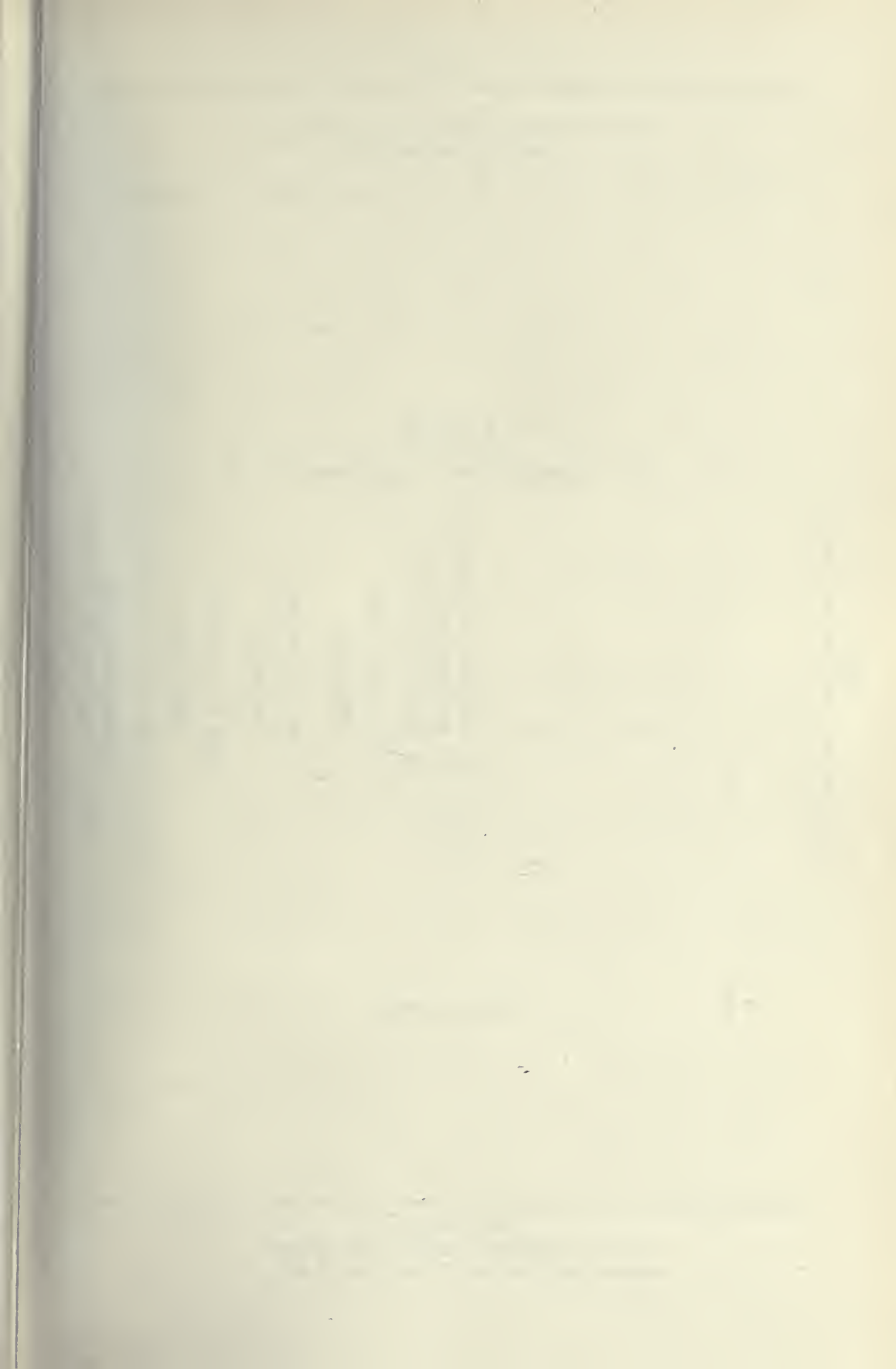
7. This Act shall come into force on the day it receives the Royal Assent.

Short title.

8. This Act may be cited as *The Frontenac High School District Act, 1949*.







BILL

An Act to establish The Frontenac
High School District.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

MR. PRINGLE

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting L'Institut Jeanne d'Arc.

MR. NAULT

(PRIVATE BILL)

No. 9

1949

BILL

An Act respecting L'Institut Jeanne d'Arc.

WHEREAS L'Institut Jeanne d'Arc, a corporation incor- Preamble.
 porated without share capital and without profits to
 its members under *The Companies Act*, by its petition has Rev. Stat.,
 c. 251.
 prayed for special legislation to exempt from taxation for
 municipal and school purposes all the real property owned,
 occupied and used by and for the purposes of the corporation;
 and whereas it is expedient to grant the prayer of the said
 petition;

Therefore, His Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario,
 enacts as follows:

1. All real property owned by L'Institut Jeanne d'Arc shall, Exemption
 from
 taxation.
 so long as the same is owned, occupied and used by and for
 the purposes of the said corporation, be exempt from taxation
 for municipal and school purposes other than local improve-
 ments and water rates.

2. This Act shall be deemed to have come into force on the Commence-
 ment of Act.
 1st day of January, 1949.

3. This Act may be cited as *L'Institut Jeanne d'Arc Act*, Short title.
 1949.

BILL

An Act respecting L'Institut
Jeanne d'Arc.

1st Reading

February 24th, 1949

2nd Reading

3rd Reading

MR. NAULT

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting L'Institut Jeanne d'Arc.

MR. NAULT

(Reprinted as amended by the Committee on Private Bills.)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 9

1949

BILL

An Act respecting L'Institut Jeanne d'Arc.

WHEREAS L'Institut Jeanne d'Arc, a corporation incor- Preamble.
 porated without share capital and without profits to
 its members under *The Companies Act*, by its petition has Rev. Stat.,
 c. 251.
 prayed for special legislation to exempt from taxation for
 municipal and school purposes all the real property owned,
 occupied and used by and for the purposes of the corporation;
 and whereas it is expedient to grant the prayer of the said
 petition;

Therefore, His Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario,
 enacts as follows:

1. All real property owned by L'Institut Jeanne d'Arc shall, Exemption
from
taxation.
 so long as the same is owned, occupied and used by and for
 the purposes of the said corporation, be exempt from taxation
 for municipal and school purposes other than local improve-
 ments.
2. This Act shall be deemed to have come into force on the Commence-
ment of Act
 1st day of January, 1949.
3. This Act may be cited as *L'Institut Jeanne d'Arc Act*, Short title.
 1949.

BILL

An Act respecting L'Institut
Jeanne d'Arc.

1st Reading

February 24th, 1949

2nd Reading

3rd Reading

MR. NAULT

*(Reprinted as amended by the Committee on
Private Bills.)*

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting L'Institut Jeanne d'Arc.

MR. NAULT

No. 9

1949

BILL

An Act respecting L'Institut Jeanne d'Arc.

WHEREAS L'Institut Jeanne d'Arc, a corporation incorporated without share capital and without profits to its members under *The Companies Act*, by its petition has prayed for special legislation to exempt from taxation for municipal and school purposes all the real property owned, occupied and used by and for the purposes of the corporation; and whereas it is expedient to grant the prayer of the said petition;

Preamble.

Rev. Stat.,
o. 251.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. All real property owned by L'Institut Jeanne d'Arc shall, so long as the same is owned, occupied and used by and for the purposes of the said corporation, be exempt from taxation for municipal and school purposes other than local improvements.

Exemption
from
taxation.

2. This Act shall be deemed to have come into force on the 1st day of January, 1949.

Commence-
ment of Act

3. This Act may be cited as *L'Institut Jeanne d'Arc Act*, 1949.

Short title.

BILL

An Act respecting L'Institut
Jeanne d'Arc.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

MR. NAULT

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of Toronto.

MR. HALL

(PRIVATE BILL)

BILL

An Act respecting the Township of Toronto.

WHEREAS the Corporation of the Township of Toronto Preamble.
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Sections 2 and 3 of *The Township of Toronto Act, 1932* 1932, c. 94,
ss. 2, 3,
re-enacted.
are repealed and the following substituted therefor:

2. The council of the Corporation of the Township of Creation of
local
improve-
ment areas
and con-
struction
of works.
Toronto may from time to time pass by-laws to set
apart and establish as a local improvement area any
portion of the township described in such by-law
to construct, enlarge, extend, improve and operate
waterworks systems, sewerage systems, sidewalks,
curbs, pavements or street lighting within or out-
side of any local improvement area or areas to serve
such local improvement area or one or more such
areas or lands situate therein.

3.—(1) The entire cost of the construction, enlargement, Assessment
of cost.
extension, improvement, operation, maintenance,
management and repair of any such works save and
except such works as are undertaken pursuant to the
provisions of *The Local Improvement Act*, as herein- Rev. Stat.,
c. 269.
after provided, shall be assessed and levied upon all
the rateable property in the area or areas to serve
which such works have been undertaken; provided
that where such works are undertaken to serve more
than one area, the council shall by by-law determine
the portion of the cost thereof to be borne by each
of such areas.

(2) Where the work is the construction of a watermain, Idem.
sewer, sidewalk, curb, pavement or street lighting,
the by-law may provide that the whole or a part of

the cost of the work shall be assessed upon the lots fronting or abutting on the work and in each case, the balance of the cost including debenture charges, if any, and the cost of maintenance and management including the cost of the utilities or services supplied, shall be assessed and levied on the rateable property in the area.

Application
of revenues.

- (3) The revenues arising from the operation of any such works shall form a special fund for the use of the area to serve which such works have been undertaken; provided that where such works have been undertaken to serve more than one area the said revenues shall be apportioned between or among the areas served in the same proportions as they contributed to the cost of the construction of such works.

1932,
c. 94, s. 5,
re-enacted.

2. Section 5 of *The Township of Toronto Act, 1932* is repealed and the following substituted therefor:—

Certain
works as
local im-
provements.

5. The council may undertake within any local improvement area or areas the construction of waterworks, watermains and necessary appliances and accessories and private drain connections and sewers, sidewalks, curbs, pavements or street lighting as local improvements pursuant to the provisions of *The Local Improvement Act*, provided that,—

Rev. Stat.,
c. 269.

Exceptions
from
Rev. Stat.,
c. 269.

Corpora-
tion's
portion
assessable
to area.

- (a) except as in this section otherwise expressly provided, where a work is constructed to serve lands situate entirely within one area, that part of the cost which would otherwise be the corporation's portion of the cost shall be assessed upon all the rateable property in the area and the remainder of the cost of such work shall be specially assessed upon the lots within such area fronting or abutting directly on or served by the work;

Apportion-
ment of cost
among areas.

- (b) where a work is constructed to serve lands situate within more than one area, the council shall by by-law determine the portion of cost to be borne by each area, and such respective portions shall be assessed in such areas in the manner provided in this section;

Fixed
frontage
rate.

- (c) the council may by by-law passed at any general or special meeting by a vote of three-fourths of all the members of the council provide that a certain annual rate per foot frontage in satisfaction of the owners' portion

of the cost shall be assessed upon, levied and collected from the lots fronting or abutting directly on or served by the watermains, sewers, sidewalks, curbs, pavements or street lighting constructed in the area designated in such by-law during the currency of the debentures issued to pay for the cost of such watermains, sewers, sidewalks, curbs, pavements or street lighting and that the remainder, if any, of the cost not provided for by such annual rate, shall be assessed and levied upon all the rateable property in the area, provided that if in any case such annual rate per foot frontage shall be more than sufficient to provide for the actual cost of the watermains, sewers, sidewalks, curbs, pavements or street lighting the surplus resulting therefrom shall be deposited to a special account to be used by the council for the benefit of such area; and any such by-law shall not be repealed or amended except by a vote of three-fourths of all the members of the council;

- (d) in any notice of council published, served or mailed pursuant to section 10, 12, 41 or 46 of *The Local Improvement Act* in respect to the construction of local improvement works it shall not be necessary to show the portion of the cost, actual or estimated, which is to be borne by the corporation or the area, but it shall be sufficient to show the estimated cost of the work and the estimated cost thereof per foot frontage; Publication of notices.
- (e) after a work undertaken has been completed it shall during its lifetime be maintained, managed and kept in repair by and at the expense of the area for the benefit of which it is constructed, or if constructed for the benefit of more than one area then at the expense of the areas in proportion to their respective shares of the cost of the construction thereof; Maintenance of work.
- (f) the debentures issued for the sums borrowed to defray any portion of the cost of any work which is assessed against all the rateable property in any area may be made payable within thirty years from the date of issue thereof if issued separately from the debentures issued to defray the portion of the cost Debentures.

which is specially assessed upon the lands fronting or abutting directly on or served by such work.

1932,
c. 94, s. 6,
amended.

3. Section 6 of *The Township of Toronto Act, 1932* is amended by striking out the word and figure "subsection 2" in the eighth line and inserting in lieu thereof the words and figures "subsections 2 and 3".

1932,
c. 94, s. 8,
re-enacted.

4. Section 8 of *The Township of Toronto Act, 1932* is repealed and the following substituted therefor:

Application
of Rev. Stat.,
c. 269,
ss. 50, 51.

8. The provisions of sections 50 and 51 of *The Local Improvement Act* shall apply *mutatis mutandis* to the works undertaken and debentures issued under this Act.

1932,
c. 94, s. 10,
re-enacted.

5. Section 10 of *The Township of Toronto Act, 1932* is repealed and the following substituted therefor:

Supply of
service
outside
area.

10. The said corporation may supply water, electric light or other local improvement service for the use of persons or institutions not within any such sections or areas.

1932,
c. 94, s. 11,
amended.

6. Section 11 of *The Township of Toronto Act, 1932* is amended by inserting after the word "systems" in the third line the words "or for a supply of any other public utility or service".

1932,
c. 94, s. 12,
subs. 1,
amended.

7. Subsection 1 of section 12 of *The Township of Toronto Act, 1932* is amended by striking out the words "water area" in the third and fourth lines and inserting in lieu thereof the words "local improvement area".

1932,
c. 94, s. 13,
amended.

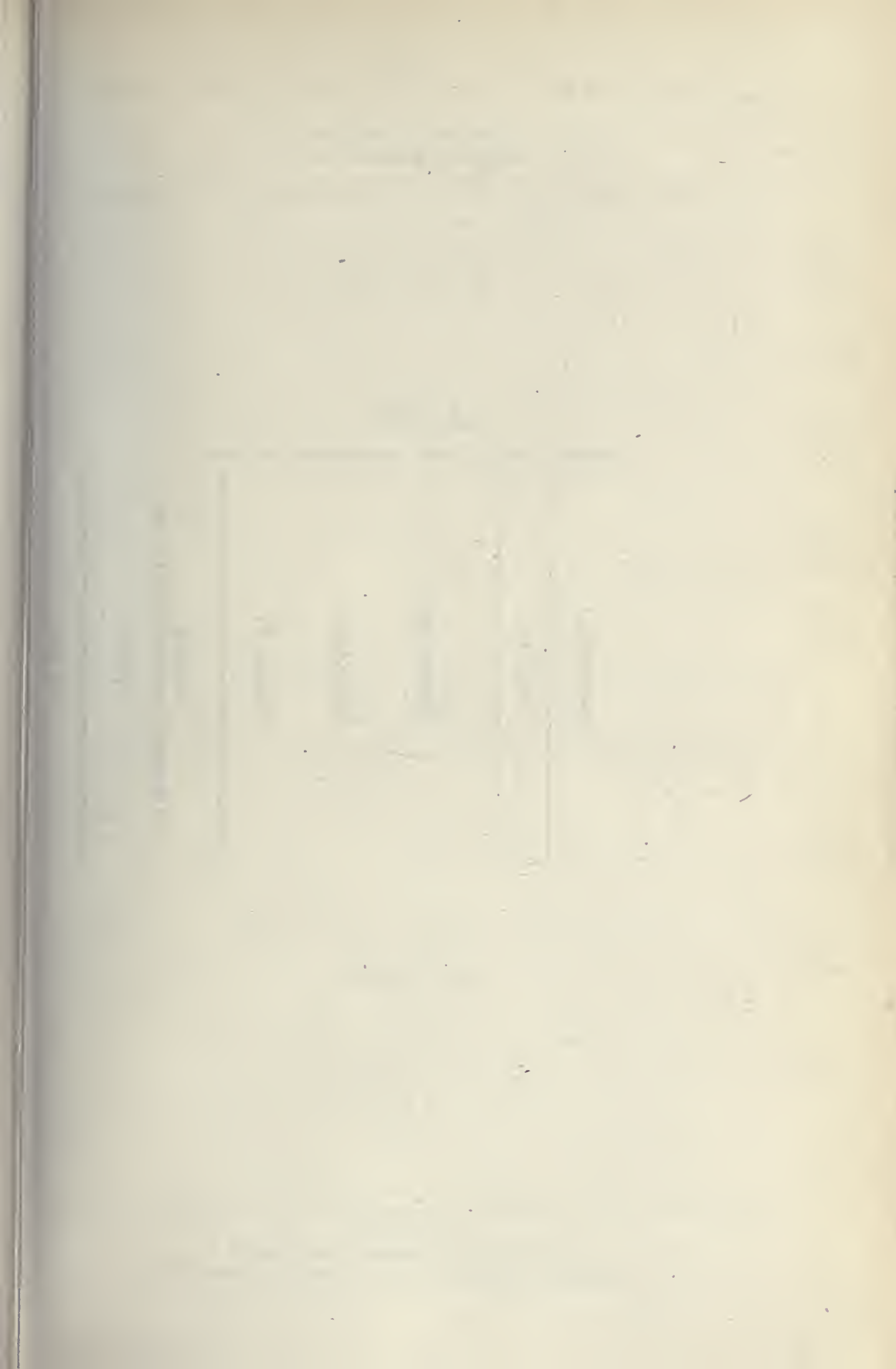
8. Section 13 of *The Township of Toronto Act, 1932* is amended by striking out the figures "306" where they occur in the third, sixth and ninth lines, respectively, and inserting in lieu thereof the figures "315".

Commence-
ment of Act.

9. This Act shall come into force on the day it receives the Royal Assent.

Short title.

10. This Act may be cited as *The Township of Toronto Act, 1949*.



BILL

An Act respecting the Township of
Toronto.

1st Reading

2nd Reading

3rd Reading

MR. HALL

(Private Bill)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of London.

MR. PATRICK

(PRIVATE BILL)

BILL

An Act respecting the City of London.

WHEREAS the Corporation of the City of London by its ^{Preamble.} petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding any of the provisions of *The Submission of by-laws to electors authorized.* *Municipal Act*, the council of the Corporation of the City of London is hereby authorized and empowered to submit for the approval of the electors of the City of London entitled to vote on money by-laws, at any time during the year 1949, any or all of the following: ^{Rev. Stat., c. 266.}

- (a) a by-law for the purchase of the undertaking and assets of The London Street Railway Company or any part thereof;
- (b) a by-law for the granting of a franchise to any person or corporation to operate a transportation system in the City of London;
- (c) a by-law for the establishment, by purchase or otherwise, of a municipally-operated transportation system in the City of London;
- (d) a by-law for the reconstruction, at a cost not exceeding \$150,000, of the Canadian Pacific Railway Company's overhead bridge at Oxford Street in the City of London, in conjunction with the proposed new bridge over the River Thames at the said location;
- (e) by-laws for the borrowing of such money as may be required for any of the purposes hereinbefore referred to, and the issuing of debentures therefor.

(2) The votes on the said by-law or by-laws shall be taken ^{Manner of taking votes.} in the manner required by and subject to all the provisions

of *The Municipal Act* with respect to voting upon by-laws requiring the assent of the electors, other than those provisions as to the time of taking such vote.

Effect of
votes.

(3) Upon such vote or votes being so taken, they shall have the same force and effect as if taken at the time and in the manner provided by *The Municipal Act*.

Purchase of
London
Street
Railway
Company.

2. The Corporation of the City of London is hereby authorized and empowered to purchase the undertaking and assets of The London Street Railway Company or any part thereof, and to carry on any and all the powers, privileges and undertakings of the said Company as may be carried on by it now or at the time of such purchase.

Municipal
transporta-
tion system.

3. The Corporation of the City of London is hereby authorized and empowered to establish, by purchase or otherwise, a municipally-operated transportation system for general use in the City of London and, subject to *The Public Vehicle Act*, in the surrounding areas, and to own and hold real and personal property for use in connection therewith.

Rev. Stat.,
c. 289.

Idem.

4. Without limiting the generality of the provisions of section 3, the Corporation of the City of London is hereby authorized and empowered, either as principal, trustee, agent, lessee or otherwise, to construct, establish, equip, alter, extend, maintain and operate a surface transportation system comprising trolley buses, motor coaches and bus lines, or any of them, and to acquire and hold property rights, franchises and privileges in connection therewith, whenever it may appear to the Corporation advantageous from time to time, and whether or not within the limits of the City of London; and from time to time to lease, sell or otherwise dispose of the same or any part thereof; and from time to time to delegate the operation and maintenance thereof to any commission of the Corporation now or hereafter created, as agents thereof, and to rescind from time to time such delegation.

Agreements
with Ontario
Cancer Treat-
ment and
Research
Foundation.

5. The Corporation of the City of London and The Board of Hospital Trustees of the City of London are hereby authorized and empowered to enter into an agreement or agreements and lease or leases with The Ontario Cancer Treatment and Research Foundation, and to carry out the terms and provisions thereof for the erection of an addition to Victoria Hospital at London and the leasing and demise of the same, or any part thereof, to the said Foundation upon such terms and conditions and for such periods of time as may be agreed upon, provided such periods of time shall not exceed a term of ten years and three renewals thereof for additional terms of ten years each.

6. The Corporation of the City of London and The London Railway Commission, severally or in conjunction, are hereby authorized and empowered, subject to *The Highway Traffic Act* and *The Public Vehicle Act*, to acquire by purchase or otherwise, and to operate in conjunction with The London and Port Stanley Railway or otherwise, either as principals, trustees, agents, lessees or otherwise, a system of buses for the carriage of passengers to and from the City of London and the Village of Port Stanley and intervening points.

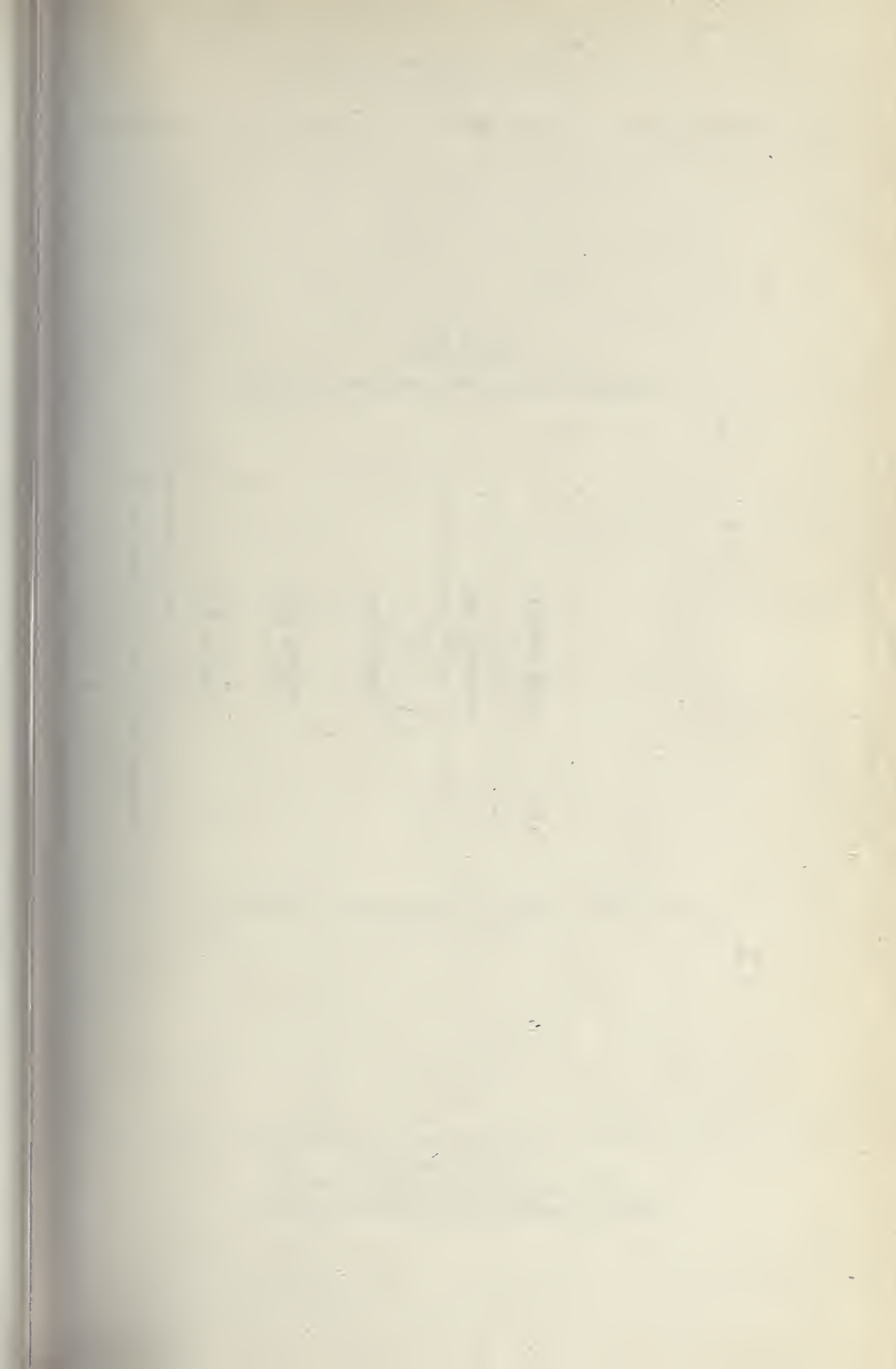
London to
Port Stanley
buses.
Rev. Stat.,
cc. 288, 289.

7. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

8. This Act may be cited as *The City of London Act, 1949*.

Short title.



BILL
An Act respecting the City of London.

1st Reading

2nd Reading

3rd Reading

MR. PATRICK

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of London.

MR. PATRICK

(Reprinted as amended by the Committee on Private Bills.)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the City of London.

WHEREAS the Corporation of the City of London by its ^{Preamble.} petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding any of the provisions of *The Submission of by-laws to electors authorized. Rev. Stat., c. 266.* *Municipal Act*, the council of the Corporation of the City of London is hereby authorized and empowered to submit for the approval of the electors of the City of London entitled to vote on money by-laws, at any time during the year 1949, any or all of the following:

- (a) a by-law for the purchase of the undertaking and assets of The London Street Railway Company or any part thereof;
- (b) a by-law for the granting of a franchise to any person or corporation to operate a transportation system in the City of London;
- (c) a by-law for the establishment, by purchase or otherwise, of a municipally-operated transportation system in the City of London;
- (d) a by-law for the reconstruction, at a cost not exceeding \$150,000, of the Canadian Pacific Railway Company's overhead bridge at Oxford Street in the City of London, in conjunction with the proposed new bridge over the River Thames at the said location;
- (e) by-laws for the borrowing of such money as may be required for any of the purposes hereinbefore referred to, and the issuing of debentures therefor.

(2) The votes on the said by-law or by-laws shall be taken ^{Manner of taking votes.} in the manner required by and subject to all the provisions

of *The Municipal Act* with respect to voting upon by-laws requiring the assent of the electors, other than those provisions as to the time of taking such vote.

Effect of
votes.

(3) Upon such vote or votes being so taken, they shall have the same force and effect as if taken at the time and in the manner provided by *The Municipal Act*.

Purchase of
London
Street
Railway
Company.

2. The Corporation of the City of London is hereby authorized and empowered to purchase the undertaking and assets of The London Street Railway Company or any part thereof, and to carry on any and all the powers, privileges and undertakings of the said Company as may be carried on by it now or at the time of such purchase.

Municipal
transporta-
tion system.

Rev. Stat.,
c. 289.

3. The Corporation of the City of London is hereby authorized and empowered to establish, by purchase or otherwise, a municipally-operated transportation system for general use in the City of London and, subject to *The Public Vehicle Act*, in the Townships of Westminster and London, and to own and hold real and personal property for use in connection therewith.

Idem.

4. Without limiting the generality of the provisions of section 3, the Corporation of the City of London is hereby authorized and empowered, either as principal, trustee, agent, lessee or otherwise, to construct, establish, equip, alter, extend, maintain and operate a surface transportation system comprising trolley buses, motor coaches and bus lines, or any of them, and to acquire and hold property rights, franchises and privileges in connection therewith, whenever it may appear to the Corporation advantageous from time to time, within the limits of the City of London and the Townships of Westminster and London; and from time to time to lease, sell or otherwise dispose of the same or any part thereof; and from time to time to delegate the operation and maintenance thereof to any commission of the Corporation now or hereafter created, as agents thereof, and to rescind from time to time such delegation.

Agreements
with Ontario
Cancer Treat-
ment and
Research
Foundation.

5. The Corporation of the City of London and The Board of Hospital Trustees of the City of London are hereby authorized and empowered to enter into an agreement or agreements and lease or leases with The Ontario Cancer Treatment and Research Foundation, and to carry out the terms and provisions thereof for the erection of an addition to Victoria Hospital at London and the leasing and demise of the same, or any part thereof, to the said Foundation upon such terms and conditions and for such periods of time as may be agreed upon, provided such periods of time shall not exceed a term of ten years and three renewals thereof for additional terms of ten years each.

6. The Corporation of the City of London and The London Railway Commission, severally or in conjunction, are hereby authorized and empowered, subject to *The Highway Traffic Act* and *The Public Vehicle Act*, to acquire by purchase or otherwise, and to operate in conjunction with The London and Port Stanley Railway or otherwise, either as principals, trustees, agents, lessees or otherwise, a system of buses for the carriage of passengers to and from the City of London and the Village of Port Stanley and intervening points.

London to
Port Stanley
buses.
Rev. Stat.,
cc. 288, 289.

7. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

8. This Act may be cited as *The City of London Act, 1949*.

Short title.

BILL

An Act respecting the City of London.

1st Reading

March 10th, 1949

2nd Reading

3rd Reading

MR. PATRICK

*(Reprinted as amended by the Committee on
Private Bills.)*

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of London.

MR. PATRICK

No. 11

1949

BILL

An Act respecting the City of London.

WHEREAS the Corporation of the City of London by its ^{Preamble.} petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding any of the provisions of *The Submission of by-laws to electors authorized. Rev. Stat., c. 266.* *Municipal Act*, the council of the Corporation of the City of London is hereby authorized and empowered to submit for the approval of the electors of the City of London entitled to vote on money by-laws, at any time during the year 1949, any or all of the following:

- (a) a by-law for the purchase of the undertaking and assets of The London Street Railway Company or any part thereof;
- (b) a by-law for the granting of a franchise to any person or corporation to operate a transportation system in the City of London;
- (c) a by-law for the establishment, by purchase or otherwise, of a municipally-operated transportation system in the City of London;
- (d) a by-law for the reconstruction, at a cost not exceeding \$150,000, of the Canadian Pacific Railway Company's overhead bridge at Oxford Street in the City of London, in conjunction with the proposed new bridge over the River Thames at the said location;
- (e) by-laws for the borrowing of such money as may be required for any of the purposes hereinbefore referred to, and the issuing of debentures therefor.

(2) The votes on the said by-law or by-laws shall be taken ^{Manner of taking votes.} in the manner required by and subject to all the provisions

of *The Municipal Act* with respect to voting upon by-laws requiring the assent of the electors, other than those provisions as to the time of taking such vote.

Effect of
votes.

(3) Upon such vote or votes being so taken, they shall have the same force and effect as if taken at the time and in the manner provided by *The Municipal Act*.

Purchase of
London
Street
Railway
Company.

2. The Corporation of the City of London is hereby authorized and empowered to purchase the undertaking and assets of The London Street Railway Company or any part thereof, and to carry on any and all the powers, privileges and undertakings of the said Company as may be carried on by it now or at the time of such purchase.

Municipal
transporta-
tion system.

3. The Corporation of the City of London is hereby authorized and empowered to establish, by purchase or otherwise, a municipally-operated transportation system for general use in the City of London and, subject to *The Public Vehicle Act*, in the Townships of Westminster and London, and to own and hold real and personal property for use in connection therewith.

Rev. Stat.,
c. 289.

Idem.

4. Without limiting the generality of the provisions of section 3, the Corporation of the City of London is hereby authorized and empowered, either as principal, trustee, agent, lessee or otherwise, to construct, establish, equip, alter, extend, maintain and operate a surface transportation system comprising trolley buses, motor coaches and bus lines, or any of them, and to acquire and hold property rights, franchises and privileges in connection therewith, whenever it may appear to the Corporation advantageous from time to time, within the limits of the City of London and the Townships of Westminster and London; and from time to time to lease, sell or otherwise dispose of the same or any part thereof; and from time to time to delegate the operation and maintenance thereof to any commission of the Corporation now or hereafter created, as agents thereof, and to rescind from time to time such delegation.

Agreements
with Ontario
Cancer Treat-
ment and
Research
Foundation.

5. The Corporation of the City of London and The Board of Hospital Trustees of the City of London are hereby authorized and empowered to enter into an agreement or agreements and lease or leases with The Ontario Cancer Treatment and Research Foundation, and to carry out the terms and provisions thereof for the erection of an addition to Victoria Hospital at London and the leasing and demise of the same, or any part thereof, to the said Foundation upon such terms and conditions and for such periods of time as may be agreed upon, provided such periods of time shall not exceed a term of ten years and three renewals thereof for additional terms of ten years each.

6. The Corporation of the City of London and The London Railway Commission, severally or in conjunction, are hereby authorized and empowered, subject to *The Highway Traffic Act* and *The Public Vehicle Act*, to acquire by purchase or otherwise, and to operate in conjunction with The London and Port Stanley Railway or otherwise, either as principals, trustees, agents, lessees or otherwise, a system of buses for the carriage of passengers to and from the City of London and the Village of Port Stanley and intervening points.

London to
Port Stanley
buses.

Rev. Stat.,
cc. 288, 289.

7. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

8. This Act may be cited as *The City of London Act, 1949*. Short title.

BILL

An Act respecting the City of London.

1st Reading

March 10th, 1949

2nd Reading

March 18th, 1949

3rd Reading

March 25th, 1949

MR. PATRICK

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Chatham.

MR. PARRY

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 12

1949

BILL

An Act respecting the City of Chatham.

WHEREAS the Corporation of the City of Chatham Preamble.
by its petition has prayed for special legislation in
respect of the matter hereinafter set forth; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 2 of *The City of Chatham Act, 1921*, as re-enacted ^{1921,}
by section 2 of *The City of Chatham Act, 1924*, is repealed. ^{c. 97, s. 2}
^{(1924,}
^{c. 88, s. 2),}
^{repealed.}
2. This Act shall come into force on the day it receives the ^{Commence-}
Royal Assent. ^{ment of Act.}
3. This Act may be cited as *The City of Chatham Act, 1949*. ^{Short title.}

BILL

An Act respecting the City of Chatham.

1st Reading

2nd Reading

3rd Reading

MR. PARRY

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Chatham.

MR. PARRY

No. 12

1949

BILL

An Act respecting the City of Chatham.

WHEREAS the Corporation of the City of Chatham Preamble.
by its petition has prayed for special legislation in
respect of the matter hereinafter set forth; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 2 of *The City of Chatham Act, 1921*, as re-enacted 1921,
c. 97, s. 2
by section 2 of *The City of Chatham Act, 1924*, is repealed. (1924,
c. 88, s. 2),
repealed.
2. This Act shall come into force on the day it receives the Commence-
ment of Act.
Royal Assent.
3. This Act may be cited as *The City of Chatham Act, 1949*. Short title.

An Act respecting the City of Chatham.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

Mr. PARRY

No. 13

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting The Hospital for Sick Children.

MR. REA

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting The Hospital for Sick Children.

WHEREAS The Hospital for Sick Children by its Preamble. petition has prayed that an Act be passed amending its Act of Incorporation as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 9 of *The Hospital for Sick Children Act, 1915*, 1915, c. 89, s. 9. as re-enacted by section 3 of *An Act respecting the Hospital for Sick Children and the estate of John Ross Robertson, deceased*, (1919, c. 121, s. 3). being chapter 121 of the Statutes of Ontario, 1919, is repealed and the following substituted therefor:

- 9.—(1) No person who is a governor, trustee, director, Trustees, officers, etc., of other hospitals not eligible. member of the board of management, officer, employee or servant of any other hospital or infirmary shall be eligible to be appointed a trustee or officer of the corporation and any purported appointment of such person as a trustee or officer of the corporation shall be null and void.
- (2) If any trustee or officer of the corporation becomes a governor, trustee, director, member of the board of management, officer, employee or servant of any other hospital or infirmary, such person shall *ipso facto* Trustees or officers ceasing to hold office on appointment to other hospitals. cease to be a trustee or officer of the corporation.
- (3) If any trustee fails to attend the regular meetings of the board of trustees for six consecutive months, Vacancy in office owing to absence from meetings. a majority of the trustees shall have power to declare a vacancy in the board.
- (4) In case of the exercise of the power referred to in subsection 3 or in case of the death or resignation of any trustee or of any trustee ceasing to be a trustee by reason of subsection 2, the vacancy so created shall be filled at a regular meeting by a majority Vacancies,—how filled.

of the remaining trustees present at such meeting, the name of the proposed trustee being sent to each trustee one week prior to the meeting at which such new trustee is to be appointed.

1915,
c. 89, s. 11,
re-enacted.

2. Section 11 of *The Hospital for Sick Children Act, 1915* is repealed and the following substituted therefor:

Certain
lands not
subject to
expropria-
tion.

11. No part of the blocks of land in the City of Toronto,—

(a) lying south of the southerly limit of College Street and bounded on the west by Elizabeth Street, on the east by Laplante Avenue and on the south by Hayter Street; and

(b) lying south of the southerly limit of Gerrard Street West and bounded on the west by University Avenue, on the east by Chestnut Street and on the south by Elm Street,

which are now vested in the corporation and used for the purpose of the corporation, shall be liable to expropriation by any municipality, corporation or person for any purpose whatsoever without the consent of the corporation.

Commence-
ment of Act.

3. This Act shall come into force on the day it receives the Royal Assent.

Short title.

4. This Act may be cited as *The Hospital for Sick Children Act, 1949*.

NO. 13
BILL

An Act respecting The Hospital for
Sick Children.

1st Reading

2nd Reading

3rd Reading

MR. REA

(*Private Bill*)

No. 13

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting The Hospital for Sick Children.

MR. REA

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting The Hospital for Sick Children.

WHEREAS The Hospital for Sick Children by its Preamble. petition has prayed that an Act be passed amending its Act of Incorporation as hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 9 of *The Hospital for Sick Children Act, 1915*, ^{1915, c. 89, s. 9, (1919, c. 121, s. 3), re-enacted.} as re-enacted by section 3 of *An Act respecting the Hospital for Sick Children and the estate of John Ross Robertson, deceased*, being chapter 121 of the Statutes of Ontario, 1919, is repealed and the following substituted therefor:

- 9.—(1) No person who is a governor, trustee, director, ^{Trustees, officers, etc., of other hospitals not eligible.} member of the board of management, officer, employee or servant of any other hospital or infirmary shall be eligible to be appointed a trustee or officer of the corporation and any purported appointment of such person as a trustee or officer of the corporation shall be null and void.
- (2) If any trustee or officer of the corporation becomes ^{Trustees or officers ceasing to hold office on appointment to other hospitals.} a governor, trustee, director, member of the board of management, officer, employee or servant of any other hospital or infirmary, such person shall *ipso facto* cease to be a trustee or officer of the corporation.
- (3) If any trustee fails to attend the regular meetings of ^{Vacancy in office owing to absence from meetings.} the board of trustees for six consecutive months, a majority of the trustees shall have power to declare a vacancy in the board.
- (4) In case of the exercise of the power referred to in ^{Vacancies, how filled.} subsection 3 or in case of the death or resignation of any trustee or of any trustee ceasing to be a trustee by reason of subsection 2, the vacancy so created shall be filled at a regular meeting by a majority

of the remaining trustees present at such meeting, the name of the proposed trustee being sent to each trustee one week prior to the meeting at which such new trustee is to be appointed.

1915,
c. 89, s. 11,
re-enacted.

2. Section 11 of *The Hospital for Sick Children Act, 1915* is repealed and the following substituted therefor:

Certain
lands not
subject to
expropria-
tion.

11. No part of the blocks of land in the City of Toronto,—

(a) lying south of the southerly limit of College Street and bounded on the west by Elizabeth Street, on the east by Laplante Avenue and on the south by Hayter Street; and

(b) lying south of the southerly limit of Gerrard Street West and bounded on the west by University Avenue, on the east by Chestnut Street and on the south by Elm Street,

which are now vested in the corporation and used for the purpose of the corporation, shall be liable to expropriation by any municipality, corporation or person for any purpose whatsoever without the consent of the corporation.

Commence-
ment of Act.

3. This Act shall come into force on the day it receives the Royal Assent.

Short title.

4. This Act may be cited as *The Hospital for Sick Children Act, 1949*.

BILL

An Act respecting The Hospital for Sick Children.

1st Reading

February 24th, 1949.

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

MR. REA

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Belleville.

MR. SANDERCOCK

(PRIVATE BILL)

BILL

AN ACT TO AMEND THE ACT OF 1907

1907

THE ACT OF 1907, AS AMENDED BY THE ACT OF 1908, IS HEREBY REVOKED.

No. 14

1949

BILL

An Act respecting the City of Belleville.

WHEREAS the Corporation of the City of Belleville by Preamble.
its petition has represented that it is desirable to increase the membership of The Public Utilities Commission of the City of Belleville; that on the 4th day of December, 1944, the following questions were submitted to the municipal electors:

"Are you in favour of a two-year term for Aldermen under the following conditions?

1. That one-half the Aldermen shall come up for election each year.
2. That the first seven Aldermen elected for 1945 shall automatically be elected for the first two-year term and the remainder for one year only.";

that the question was carried by an affirmative majority vote of those municipal electors voting on the question; that the council of the Corporation passed by-law number 5009 on the 27th day of August, 1945, and the council of the Corporation have been elected pursuant to the by-law; and whereas the Corporation has prayed for special legislation to increase the membership of the Commission and to validate the said by-law; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. On and after the day this Act comes into force, The Public Utilities Commission of the City of Belleville shall consist of five members, of whom the head of the city council shall *ex officio* be one. Public Utilities Commission membership increased.

2. The council of the Corporation is hereby authorized to appoint to the Commission two additional members who shall hold office as members of the Commission for the year 1949, and until their successors are elected and the new commission is organized. New members for 1949.

1949
election.

3.—(1) The election of the members of the Commission to succeed the members appointed under section 2 and to succeed any present member of the Commission whose term of office expires at the end of the year 1949 shall be held at the same time and places and in the same manner as the head of the council for the year 1950, and the two commissioners receiving the greatest number of votes at such election shall be elected for a term of two years, and the remaining commissioner for a term of one year.

Term of
office.

(2) Thereafter, two members of the Commission shall be elected annually for a two-year period at the same time and places and in the same manner as the head of the council.

Application
of Rev. Stat.,
c. 286.

4. In all other respects, *The Public Utilities Act* shall apply to the Commission.

By-law
No. 5009
confirmed.

5. By-law number 5009 of the council of the Corporation of the City of Belleville, set out as Schedule A hereto, is hereby confirmed, and shall be deemed to have come into force on the 1st day of January, 1945.

Commence-
ment of Act.

6. This Act shall come into force on the day it receives the Royal Assent.

Short title.

7. This Act may be cited as *The City of Belleville Act, 1949*.

SCHEDULE A

THE CORPORATION OF THE CITY OF BELLEVILLE

BY-LAW NUMBER 5009

A By-law providing for a two-year term for Aldermen in the City of Belleville.

Passed the 27th day of August, 1945.

WHEREAS, pursuant to the provisions of Section 79 of *The Municipal Act*, R.S.O. 1937, Chapter 266, as amended by Section 13, 8 George VI, 1944, the Council of a local municipality may by by-law passed with the assent of the municipal electors extend the term of office of members of the Council to two years;

AND WHEREAS, pursuant to By-laws Numbers 4001 and 4003, passed the 10th day of October, 1944, there was submitted to a vote of the municipal electors of the City of Belleville at the annual municipal elections holden on the 4th day of December, 1944, the following question, namely:

"Are you in favour of a two-year term for Aldermen under the following conditions?

1. That one half the Aldermen shall come up for election each year.
2. That the first seven Aldermen elected for 1945 shall automatically be elected for the first two-year term and the remainder for one year only."

AND WHEREAS the same was carried by an affirmative or majority vote of those municipal electors voting on the said question;

AND WHEREAS, pursuant to the wish and desire of the electors as expressed in said vote, the Council of the Corporation of the City of Belleville deems it advisable and expedient to pass this by-law giving effect to the wish and desire of the electors as so expressed in said vote.

THEREFORE the Council of the Corporation of the City of Belleville hereby enacts as follows:

1. From and after the passing of this by-law the one-half of the aldermen (or the first seven according to the number of votes received) having received the highest number of votes in the municipal elections holden on the 4th day of December, 1944, shall remain in office for a two-year term and the remainder of said aldermen shall remain in office for a one-year term and at every municipal election thereafter all aldermen shall be elected for a two-year term.

This By-law shall come into force and take effect immediately from and after the final passing thereof.

By-law read a FIRST time this 27th day of August, 1945.

By-law read a SECOND time this 27th day of August, 1945.

By-law read a THIRD time and finally passed this 27th day of August, 1945.

FRANK S. FOLLWELL,
Mayor.

(Seal)

J. WILFRED HOLMES,
Clerk.

BILL

An Act respecting the City of Belleville.

1st Reading

2nd Reading

3rd Reading

MR. SANDERCOCK

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Belleville.

MR. SANDERCOCK

(Reprinted as amended by the Committee on Private Bills.)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the City of Belleville.

WHEREAS the Corporation of the City of Belleville by Preamble.
its petition has represented that it is desirable to increase the membership of The Public Utilities Commission of the City of Belleville; that on the 4th day of December, 1944, the following questions were submitted to the municipal electors:

"Are you in favour of a two-year term for Aldermen under the following conditions?

1. That one-half the Aldermen shall come up for election each year.
2. That the first seven Aldermen elected for 1945 shall automatically be elected for the first two-year term and the remainder for one year only.";

that the question was carried by an affirmative majority vote of those municipal electors voting on the question; that the council of the Corporation passed by-law number 5009 on the 27th day of August, 1945, and the council of the Corporation have been elected pursuant to the by-law; and whereas the Corporation has prayed for special legislation to increase the membership of the Commission and to validate the said by-law; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of the Corporation may pass a by-law, By-law to increase utilities commission authorized. with the assent of the electors, to provide that the Public Utilities Commission of the City of Belleville shall consist of five members, of whom the head of the city council shall *ex officio* be one.

2.—(1) When a by-law is passed under section 1, the election of the two additional members of the Commission and of the member of the Commission whose term of office expires First election after passing of by-law. at the end of the year in which the by-law is passed, shall be

held at the same time and places and in the same manner as the head of the council for the succeeding year, and the two commissioners receiving the greatest number of votes at such election shall be elected for a term of two years, and the remaining commissioner for a term of one year.

Term of
office.

(2) Thereafter, two members of the Commission shall be elected annually for a two-year period at the same time and places and in the same manner as the head of the council.

Application
of Rev. Stat.,
c. 286.

3. In all other respects, *The Public Utilities Act* shall apply to the Commission.

By-law
No. 5009
confirmed.

4. By-law number 5009 of the council of the Corporation of the City of Belleville, set out as Schedule A hereto, is hereby confirmed and shall be deemed to have come into force on the 1st day of January, 1945.

Commence-
ment of Act.

5. This Act shall come into force on the day it receives the Royal Assent.

Short title.

6. This Act may be cited as *The City of Belleville Act, 1949*.

SCHEDULE A -

THE CORPORATION OF THE CITY OF BELLEVILLE

BY-LAW NUMBER 5009

A By-law providing for a two-year term for Aldermen in the City of Belleville.

Passed the 27th day of August, 1945.

WHEREAS, pursuant to the provisions of Section 79 of *The Municipal Act*, R.S.O. 1937, Chapter 266, as amended by Section 13, 8 George VI, 1944, the Council of a local municipality may by by-law passed with the assent of the municipal electors extend the term of office of members of the Council to two years;

AND WHEREAS, pursuant to By-laws Numbers 4001 and 4003, passed the 10th day of October, 1944, there was submitted to a vote of the municipal electors of the City of Belleville at the annual municipal elections holden on the 4th day of December, 1944, the following question, namely:

"Are you in favour of a two-year term for Aldermen under the following conditions?

1. That one half the Aldermen shall come up for election each year.
2. That the first seven Aldermen elected for 1945 shall automatically be elected for the first two-year term and the remainder for one year only."

AND WHEREAS the same was carried by an affirmative or majority vote of those municipal electors voting on the said question;

AND WHEREAS, pursuant to the wish and desire of the electors as expressed in said vote, the Council of the Corporation of the City of Belleville deems it advisable and expedient to pass this by-law giving effect to the wish and desire of the electors as so expressed in said vote.

THEREFORE the Council of the Corporation of the City of Belleville hereby enacts as follows:

1. From and after the passing of this by-law the one-half of the aldermen (or the first seven according to the number of votes received) having received the highest number of votes in the municipal elections holden on the 4th day of December, 1944, shall remain in office for a two-year term and the remainder of said aldermen shall remain in office for a one-year term and at every municipal election thereafter all aldermen shall be elected for a two-year term.

This By-law shall come into force and take effect immediately from and after the final passing thereof.

By-law read a FIRST time this 27th day of August, 1945.

By-law read a SECOND time this 27th day of August, 1945.

By-law read a THIRD time and finally passed this 27th day of August, 1945.

FRANK S. FOLLWELL,
Mayor.

(Seal)

J. WILFRED HOLMES,
Clerk.

An Act respecting the City of Belleville.

1st Reading

February 24th, 1949

2nd Reading

3rd Reading

MR. SANDERCOCK

*(Reprinted as amended by the Committee on
Private Bills.)*

No. 14

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Belleville.

MR. SANDERCOCK

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the City of Belleville.

WHEREAS the Corporation of the City of Belleville by Preamble. its petition has represented that it is desirable to increase the membership of The Public Utilities Commission of the City of Belleville; that on the 4th day of December, 1944, the following questions were submitted to the municipal electors:

"Are you in favour of a two-year term for Aldermen under the following conditions?

1. That one-half the Aldermen shall come up for election each year.
2. That the first seven Aldermen elected for 1945 shall automatically be elected for the first two-year term and the remainder for one year only."

that the question was carried by an affirmative majority vote of those municipal electors voting on the question; that the council of the Corporation passed by-law number 5009 on the 27th day of August, 1945, and the council of the Corporation have been elected pursuant to the by-law; and whereas the Corporation has prayed for special legislation to increase the membership of the Commission and to validate the said by-law; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The council of the Corporation may pass a by-law, By-law to increase utilities commission authorized. with the assent of the electors, to provide that the Public Utilities Commission of the City of Belleville shall consist of five members, of whom the head of the city council shall *ex officio* be one.

2.—(1) When a by-law is passed under section 1, the election of the two additional members of the Commission and of the member of the Commission whose term of office expires at the end of the year in which the by-law is passed, shall be First election after passing of by-law.

held at the same time and places and in the same manner as the head of the council for the succeeding year, and the two commissioners receiving the greatest number of votes at such election shall be elected for a term of two years, and the remaining commissioner for a term of one year.

Term of
office.

(2) Thereafter, two members of the Commission shall be elected annually for a two-year period at the same time and places and in the same manner as the head of the council.

Application
of Rev. Stat.,
c. 286.

3. In all other respects, *The Public Utilities Act* shall apply to the Commission.

By-law
No. 5009
confirmed.

4. By-law number 5009 of the council of the Corporation of the City of Belleville, set out as Schedule A hereto, is hereby confirmed and shall be deemed to have come into force on the 1st day of January, 1945.

Commence-
ment of Act.

5. This Act shall come into force on the day it receives the Royal Assent.

Short title.

6. This Act may be cited as *The City of Belleville Act, 1949*.

SCHEDULE A

THE CORPORATION OF THE CITY OF BELLEVILLE

BY-LAW NUMBER 5009

A By-law providing for a two-year term for Aldermen in the City of Belleville.

Passed the 27th day of August, 1945.

WHEREAS, pursuant to the provisions of Section 79 of *The Municipal Act*, R.S.O. 1937, Chapter 266, as amended by Section 13, 8 George VI, 1944, the Council of a local municipality may by by-law passed with the assent of the municipal electors extend the term of office of members of the Council to two years;

AND WHEREAS, pursuant to By-laws Numbers 4001 and 4003, passed the 10th day of October, 1944, there was submitted to a vote of the municipal electors of the City of Belleville at the annual municipal elections holden on the 4th day of December, 1944, the following question, namely:

"Are you in favour of a two-year term for Aldermen under the following conditions?

1. That one half the Aldermen shall come up for election each year.
2. That the first seven Aldermen elected for 1945 shall automatically be elected for the first two-year term and the remainder for one year only."

AND WHEREAS the same was carried by an affirmative or majority vote of those municipal electors voting on the said question;

AND WHEREAS, pursuant to the wish and desire of the electors as expressed in said vote, the Council of the Corporation of the City of Belleville deems it advisable and expedient to pass this by-law giving effect to the wish and desire of the electors as so expressed in said vote.

THEREFORE the Council of the Corporation of the City of Belleville hereby enacts as follows:

1. From and after the passing of this by-law the one-half of the aldermen (or the first seven according to the number of votes received) having received the highest number of votes in the municipal elections holden on the 4th day of December, 1944, shall remain in office for a two-year term and the remainder of said aldermen shall remain in office for a one-year term and at every municipal election thereafter all aldermen shall be elected for a two-year term.

This By-law shall come into force and take effect immediately from and after the final passing thereof.

By-law read a FIRST time this 27th day of August, 1945.

By-law read a SECOND time this 27th day of August, 1945.

By-law read a THIRD time and finally passed this 27th day of August, 1945.

FRANK S. FOLLWELL,
Mayor.

(Seal)

J. WILFRED HOLMES,
Clerk.

BILL

An Act respecting the City of Belleville.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

MR. SANDERCOCK

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Incorporated Synod of the Diocese of Ontario.

MR. STEWART

(PRIVATE BILL)

BILL

An Act respecting the Incorporated Synod of the Diocese of Ontario.

WHEREAS the Incorporated Synod of the Diocese of Preamble.
Ontario by its petition has prayed that an Act may be
passed to amend and extend its powers with respect to the
investment of its funds; and whereas it is expedient to grant
the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 2 of *An Act to amend the Synod and Rectory Sales* 1875-76,
Acts affecting the Diocese of Ontario, being chapter 109 of the c. 109, s. 2,
Statutes of Ontario, 1875-76, is amended by inserting after
the word "estate" in the ninth line the words "or in such
other securities as are now or shall hereafter be authorized
investments for joint stock insurance companies and cash-
mutual insurance corporations under *The Companies Act*", so
that the section shall read as follows:

2. The said incorporated synod may invest all or any Investment
of funds.
of the funds entrusted to its care, including those
derived from the sale of rectory lands, notwith-
standing the Act passed in the Session held in the
twenty-ninth and thirtieth years of the reign of
Her present Majesty, chaptered sixteen, and inti-
tuled "An Act to provide for the sale of Rectory
lands in this Province," in Government securities,
municipal debentures, the stocks of any permanent
building society or in first mortgages of real estate,
or in such other securities as are now or shall here-
after be authorized investments for joint stock
insurance companies and cash-mutual insurance cor-
porations under *The Companies Act*; but nothing in Rev. Stat.,
c. 251.
this Act contained shall be construed to give the
said incorporated synod power or authority to apply
the income derived from any such investments
otherwise than in strict accordance with the special
trusts relating to such funds respectively.

Commence-
ment of Act. **2.** This Act shall come into force on the day it receives the
Royal Assent.

Short title. **3.** This Act may be cited as *The Incorporated Synod of the
Diocese of Ontario Act, 1949.*

BILL

An Act respecting the Incorporated Synod
of the Diocese of Ontario.

1st Reading

2nd Reading

3rd Reading

MR. STEWART

(Private Bill)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Incorporated Synod of the Diocese of Ontario.

MR. STEWART

BILL

An Act respecting the Incorporated Synod of the Diocese of Ontario.

WHEREAS the Incorporated Synod of the Diocese of Preamble.
Ontario by its petition has prayed that an Act may be
passed to amend and extend its powers with respect to the
investment of its funds; and whereas it is expedient to grant
the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 2 of *An Act to amend the Synod and Rectory Sales* 1875-76,
Acts affecting the Diocese of Ontario, being chapter 109 of the
Statutes of Ontario, 1875-76, is amended by inserting after
the word "estate" in the ninth line the words "or in such
other securities as are now or shall hereafter be authorized
investments for joint stock insurance companies and cash-
mutual insurance corporations under *The Companies Act*", so
that the section shall read as follows: c. 109, s. 2,
amended.

2. The said incorporated synod may invest all or any Investment
of funds.
of the funds entrusted to its care, including those
derived from the sale of rectory lands, notwith-
standing the Act passed in the Session held in the
twenty-ninth and thirtieth years of the reign of
Her present Majesty, chaptered sixteen, and inti-
tuled "An Act to provide for the sale of Rectory
lands in this Province," in Government securities,
municipal debentures, the stocks of any permanent
building society or in first mortgages of real estate,
or in such other securities as are now or shall here-
after be authorized investments for joint stock
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o. 251.
this Act contained shall be construed to give the
said incorporated synod power or authority to apply
the income derived from any such investments
otherwise than in strict accordance with the special
trusts relating to such funds respectively.

**Commence-
ment of Act.** **2.** This Act shall come into force on the day it receives the Royal Assent.

Short title. **3.** This Act may be cited as *The Incorporated Synod of the Diocese of Ontario Act, 1949.*

An Act respecting the Incorporated Synod
of the Diocese of Ontario.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

MR. STEWART

No. 16

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Peterborough.

MR. STEWART

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the City of Peterborough.

WHEREAS the Corporation of the City of Peterborough, Preamble.
hereinafter called the Corporation, by its petition has
prayed for special legislation in respect of the matters herein-
after set forth; and whereas it is expedient to grant the prayer
of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 1 of *The Peterborough Civic Hospital Act, 1945* 1945,
c. 34, s. 1,
amended.
is amended by adding thereto the following subsection:
 - (2) The Council of the City of Peterborough may provide Issue of
debentures
authorized.
funds for the purposes aforesaid and for such other
purposes as may be required for the completion and en-
largement of the hospital by the issue of debentures
of the City of Peterborough, subject to the approval
of the Ontario Municipal Board and with the assent
of the electors.
2. Subsection 3 of section 7 of *The Peterborough Civic Hos- 1945,
pital Act, 1945* is amended by striking out all the words after c. 34, s. 7,
subs. 3,
amended.
the word "purposes" in the fifth line and inserting in lieu
thereof the words "provided that the moneys required for
such purposes have been duly authorized by the Council
pursuant to section 13 or 18," so that the subsection shall
read as follows:
 - (3) The Board of Governors may from time to time pur- Idem.
chase supplies and may engage and pay officers, ser-
vants and workmen, for the purposes of the hospital,
and may make all such expenditures and enter in
all such contracts and agreements as may be neces-
sary or convenient for such purposes, provided that
the moneys required for such purposes have been
duly authorized by the Council pursuant to section
13 or 18.

1945,
c. 34, s. 8,
amended.

3. Section 8 of *The Peterborough Civic Hospital Act, 1945* is amended by adding at the commencement thereof the words "Notwithstanding anything contained in sections 9 and 11", so that the section shall read as follows:

Property
of Board
vested in
City.

8. Notwithstanding anything contained in sections 9 and 11, all real and personal property now or hereafter acquired by the Board of Governor shall be and it is hereby vested in the Corporation of the City of Peterborough.

1945,
c. 34, s. 10,
amended.

4. Section 10 of *The Peterborough Civic Hospital Act, 1945* is amended by adding thereto the following subsection:

Board
released
from trusts.

1886, c. 87.

1931, c. 139.

(2) The Board of Governors shall be free from and not bound by the trusts created by and contained in *An Act to Incorporate The Nicholls' Hospital Trust*, being chapter 87 of the Statutes of Ontario, 1886, and *An Act respecting The Nicholls' Hospital Trust*, being chapter 139 of the Statutes of Ontario, 1931.

1945,
c. 34, s. 13,
subss. 2, 3,
re-enacted.

5. Subsections 2 and 3 of section 13 of *The Peterborough Civic Hospital Act, 1945* are repealed and the following substituted therefor:

Special
rate.

(2) The council of the City shall, in each year, assess and levy by a special rate on the whole rateable property within the municipality a sum sufficient to provide such amount if any, by which the total of such of the estimated expenditures as are approved by the council exceeds the estimated revenues.

Rev. Stat.,
c. 266, s. 315,
not to apply
to special
rate.

(3) The special rate levied by the council of the City in any year under the authority of subsection 2 shall not be taken into account for any of the purposes of section 315 of *The Municipal Act*.

1945,
c. 34, s. 18,
re-enacted.

6. Section 18 of *The Peterborough Civic Hospital Act, 1945* is repealed and the following substituted therefor:

Power to
borrow.

18. The Board of Governors may from time to time borrow for temporary purposes or for the purposes of the general maintenance of the hospital such sums on such terms as Council may approve by resolution.

Authority
to pass
proposed
by-law.

7.—(1) Subject to the approval of the Ontario Municipal Board, the council of the Corporation may pass the proposed by-law number 4737, set out as Schedule A hereto, authorizing the issue of debentures of \$1,500,000.

(2) The said proposed by-law number 4737 when duly ^{By-law confirmed when passed.} passed and approved by the Ontario Municipal Board, shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

8. The Corporation may pay to T. A. Wilson Lumber ^{Authority to pay balance for arena.} Company Limited the sum of \$5,583.42, the balance owed by the Peterborough Civic Arena Committee to the said Company for the construction of a covered skating and hockey arena.

9. This Act shall come into force on the day it receives ^{Commencement of Act.} the Royal Assent.

10. This Act may be cited as *The City of Peterborough Act*, ^{Short title.} 1949.

SCHEDULE A

BY-LAW NUMBER 4737

A By-law authorizing the borrowing of \$1,500,000.00 upon debentures for the Peterborough Civic Hospital.

WHEREAS the Council of the City of Peterborough did pass By-law Number 4403 to provide the sum of \$600,000.00 for the purpose of constructing the Peterborough Civic Hospital;

AND WHEREAS the sum of \$600,000.00 and other moneys granted by the County of Peterborough, the Peterborough Utilities Commission and the Peterborough City Trust was insufficient for the said purpose and it is necessary to raise a further sum of \$1,500,000.00 to complete the erection, establishment and equipment of the said Peterborough Civic Hospital;

AND WHEREAS it is expedient to borrow for the erection, establishment and equipment of the Peterborough Civic Hospital and ancillary buildings, a sum not exceeding \$1,500,000.00 upon the credit of the Corporation, to issue debentures therefor bearing interest at the rate of three and one-quarter ($3\frac{1}{4}\%$) per centum per annum payable semi-annually and to provide for the discount and the expenses incidental to negotiation and sale of such debentures;

AND WHEREAS it is expedient to make the principal of the said debt repayable in annual instalments during the period of twenty years next after the date of issue of such debentures, of such amounts respectively that, with the interest in respect of the debt, the aggregate amount payable for principal and interest in each year shall be, as nearly as possible the same; subject to the statutory proviso that each instalment of principal may be for an even \$100.00, \$500.00 or \$1,000.00 or multiple thereof, and, that notwithstanding anything herein contained, the annual instalments of principal and interest may differ in amount sufficiently to admit thereof;

AND WHEREAS the amount of the whole rateable property in the City of Peterborough according to the last revised assessment roll thereof is \$33,110,224.00;

AND WHEREAS the amount of the existing debenture debt of the Corporation, exclusive of local improvement debts secured by special rates or assessments is \$3,260,053.53 and no part of the principal or interest of such debt is in arrear;

AND WHEREAS by Order dated the day of , 19 , the Ontario Municipal Board has approved the purpose of the said borrowing and the passing of all requisite by-laws, including debenture by-laws;

The Corporation of the City of Peterborough by the Council thereof enacts as follows:

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding \$1,500,000.00 and shall issue debentures therefor in sums of not less than \$50.00 each. Each debenture shall bear interest at the rate of three and one-quarter ($3\frac{1}{4}\%$) per centum per annum payable semi-annually and shall have coupons attached thereto for the payment of such interest.

2. All the debentures shall bear the same date, shall be issued at one time and within two years after the day on which this by-law is passed, may bear any date within such two years and shall be made payable in annual instalments during the period of twenty years next after the date of issue thereof, and the respective amounts of principal and interest payable in each of such years shall be the amounts so designated in Schedule "A" hereto annexed.

3. The debentures shall be payable as to both principal and interest in lawful money of Canada at the office of the Secretary of the Peterborough City Trust in the City of Peterborough.

4. The said debentures shall be sealed with the seal of the Corporation and signed by the Mayor and Treasurer thereof and countersigned by the Secretary of The Peterborough City Trust. The said interest coupons shall be signed by the Treasurer and his signature thereon may be written, stamped, lithographed or engraved.

5. Commencing in the year 1949, and thereafter in each year in which an instalment of principal of the said debt and interest become due, the Corporation shall levy and raise the specific sum shown for the respective year in the fifth column of the said Schedule. Such sum shall be levied and raised by a special rate sufficient therefor, over and above all other rates, upon all the rateable property in the Municipality.

6. The said debentures may contain a clause providing for the registration thereof pursuant to section 336 of *The Municipal Act*.

7. Pending the sale of the said debentures, the head of the Council and the Treasurer may raise for the purposes aforesaid by way of loan on such debentures any sum or sums of money not exceeding in all the sum hereby authorized to be borrowed and may hypothecate such debentures for such loan.

8. The Corporation shall have the right, at its option, to redeem the debentures of this issue which mature in the twentieth year from the date of issue on any date prior to maturity at the places where and in the moneys in which the said debentures are expressed to be payable, upon payment of the principal amount thereof together with interest accrued to the date of redemption and upon giving previous notice of said intention to redeem by advertising once in "The Ontario Gazette" and once in a daily newspaper of general provincial circulation, published in the City of Toronto, and once in a local newspaper, such notice to be advertised as aforesaid at least thirty days before the date fixed for redemption. Notice of intention so to redeem shall also be sent by post at least thirty days prior to the date set for redemption to each person in whose name a debenture so to be redeemed is registered at the address shown in the Debenture Registry Book. Where only a portion of the debentures of this issue is so to be redeemed, such portion shall comprise only the debentures that have the latest maturity dates and no debenture of this issue shall be called for such redemption in priority to any such debenture that has a later maturity date.

Read a first and second time this 4th day of November, 1948.

(Sgd.) W. G. OVENS,
Mayor.

(Sgd.) E. A. OUTRAM,
Clerk.

Read a third time and finally passed this day of , 19 .

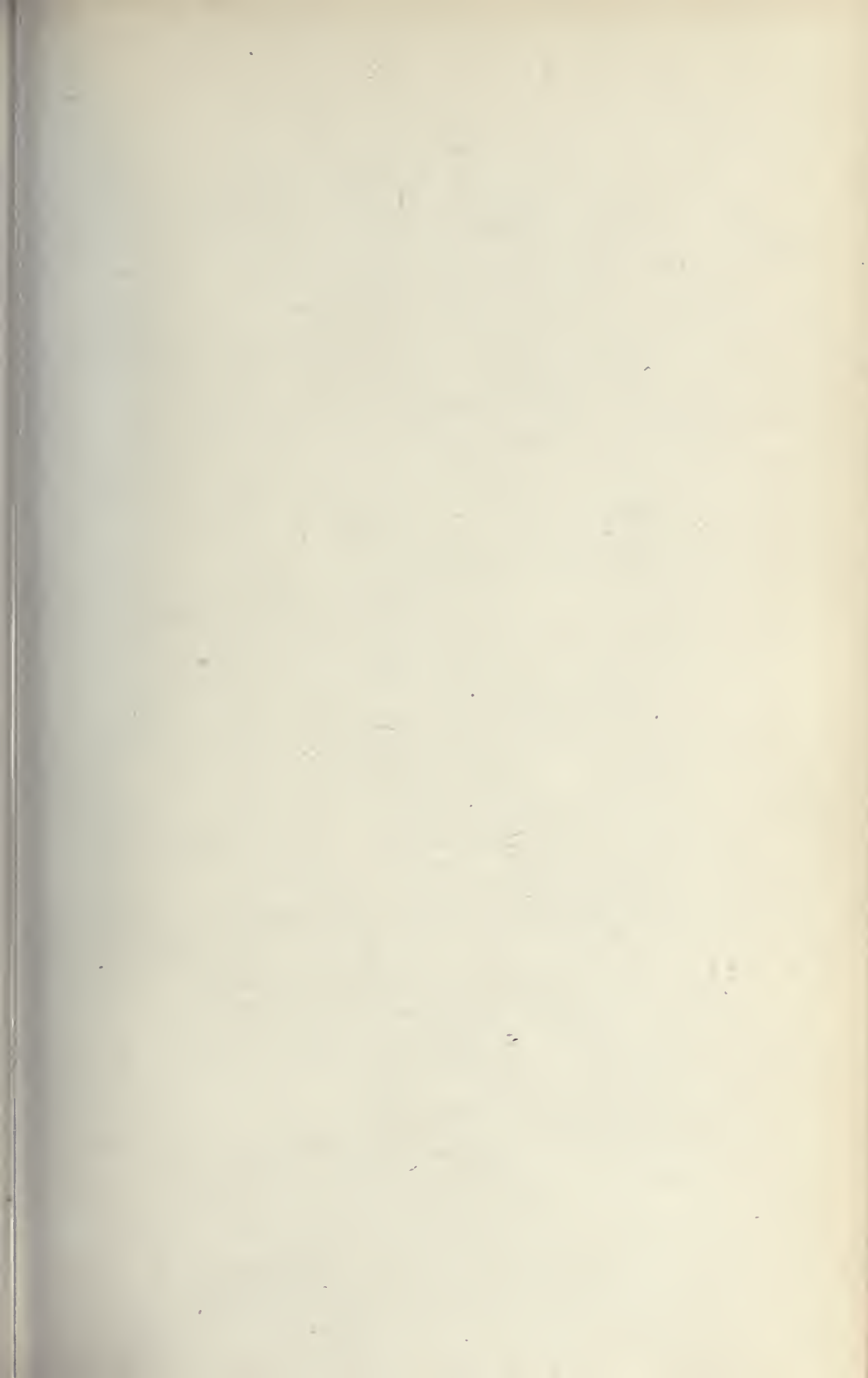
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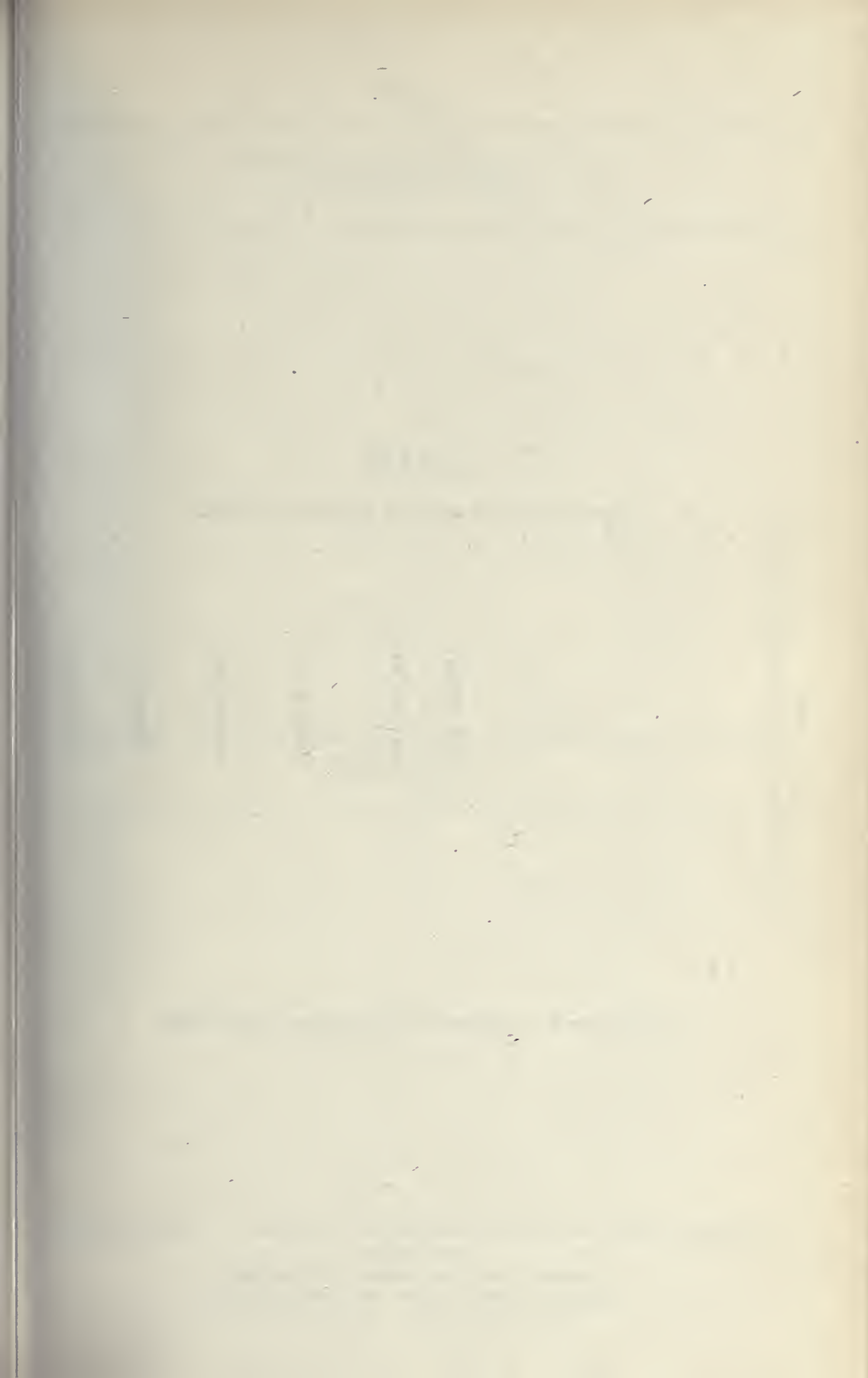
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Schedule A

20 year 3½%.

<u>Year</u>	<u>Balance of Debt</u>	<u>Principal</u>	<u>Interest</u>	<u>Total Principal and Interest</u>
			24,375.00	
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			23,481.25	
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			18,590.00	
7	1,144,000.00	66,000.00	18,590.00	103,180.00
			17,517.50	
8	1,078,000.00	68,000.00	17,517.50	103,035.00
			16,412.50	
9	1,010,000.00	71,000.00	16,412.50	103,825.00
			15,258.75	
10	939,000.00	73,000.00	15,258.75	103,517.50
			14,072.50	
11	866,000.00	75,000.00	14,072.50	103,145.00
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12	791,000.00	78,000.00	12,853.75	103,707.50
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14	633,000.00	82,000.00	10,286.25	102,572.50
			8,953.75	
15	551,000.00	85,000.00	8,953.75	102,907.50
			7,572.50	
16	466,000.00	88,000.00	7,572.50	103,145.00
			6,142.50	
17	378,000.00	90,000.00	6,142.50	102,285.00
			4,680.00	
18	288,000.00	93,000.00	4,680.00	102,360.00
			3,168.75	
19	195,000.00	96,000.00	3,168.75	102,337.50
			1,608.75	
20	99,000.00	99,000.00	1,608.75	102,217.50
Totals.....		<u>\$1,500,000.00</u>	<u>\$561,990.00</u>	<u>\$2,061,990.00</u>





BILL.

An Act respecting the City of
Peterborough.

1st Reading

2nd Reading

3rd Reading

MR. STEWART

(*Private Bill*)

No. 16

1ST⁷ SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Peterborough.

MR. STEWART

(Reprinted as amended by the Committee on Private Bills.)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act respecting the City of Peterborough.

WHEREAS the Corporation of the City of Peterborough, Preamble.
hereinafter called the Corporation, by its petition has
prayed for special legislation in respect of the matters herein-
after set forth; and whereas it is expedient to grant the prayer
of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 1 of *The Peterborough Civic Hospital Act, 1945* 1945,
c. 34, s. 1,
amended.
is amended by adding thereto the following subsection:

- (2) The Council of the City of Peterborough may provide Issue of
debentures
authorized.
funds for the purposes aforesaid and for such other
purposes as may be required for the completion and en-
largement of the hospital by the issue of debentures
of the City of Peterborough, subject to the approval
of the Ontario Municipal Board and with the assent
of the electors.

2. Subsection 3 of section 7 of *The Peterborough Civic Hos- 1945,
pital Act, 1945* is amended by striking out all the words after c. 34, s. 7,
subs. 3,
amended.
the word "purposes" in the fifth line and inserting in lieu
thereof the words "provided that the moneys required for
such purposes have been duly authorized by the Council
pursuant to section 13 or 18," so that the subsection shall
read as follows:

- (3) The Board of Governors may from time to time pur- Idem.
chase supplies and may engage and pay officers, ser-
vants and workmen, for the purposes of the hospital,
and may make all such expenditures and enter in
all such contracts and agreements as may be neces-
sary or convenient for such purposes, provided that
the moneys required for such purposes have been
duly authorized by the Council pursuant to section
13 or 18.

1945,
c. 34, s. 8,
amended.

3. Section 8 of *The Peterborough Civic Hospital Act, 1945* is amended by adding at the commencement thereof the words "Notwithstanding anything contained in sections 9 and 11", so that the section shall read as follows:

Property
of Board
vested in
City.

8. Notwithstanding anything contained in sections 9 and 11, all real and personal property now or hereafter acquired by the Board of Governor shall be and it is hereby vested in the Corporation of the City of Peterborough.

1945,
c. 34, s. 10,
amended.

4. Section 10 of *The Peterborough Civic Hospital Act, 1945* is amended by adding thereto the following subsection:

Board
released
from trusts.

1886, c. 87.

1931, c. 139.

(2) The Board of Governors shall be free from and not bound by the trusts created by and contained in *An Act to Incorporate The Nicholls' Hospital Trust*, being chapter 87 of the Statutes of Ontario, 1886, and *An Act respecting The Nicholls' Hospital Trust*, being chapter 139 of the Statutes of Ontario, 1931.

1945,
c. 34, s. 13,
subss. 2, 3,
re-enacted.

5. Subsections 2 and 3 of section 13 of *The Peterborough Civic Hospital Act, 1945* are repealed and the following substituted therefor:

Special
rate.

(2) The council of the City shall, in each year, assess and levy by a special rate on the whole rateable property within the municipality a sum sufficient to provide such amount if any, by which the total of such of the estimated expenditures as are approved by the council exceeds the estimated revenues.

Rev. Stat.,
c. 266, s. 315,
not to apply
to special
rate.

(3) The special rate levied by the council of the City in any year under the authority of subsection 2 shall not be taken into account for any of the purposes of section 315 of *The Municipal Act*.

1945,
c. 34, s. 18,
re-enacted.

6. Section 18 of *The Peterborough Civic Hospital Act, 1945* is repealed and the following substituted therefor:

Power to
borrow.

18. The Board of Governors may from time to time borrow for temporary purposes or for the purposes of the general maintenance of the hospital such sums on such terms as Council may approve by resolution.

Authority
to pass
proposed
by-law.

7.—(1) Subject to the approval of the Ontario Municipal Board, the council of the Corporation may pass the proposed by-law number 4737, set out as Schedule A hereto, authorizing the issue of debentures of \$1,500,000.

(2) The said proposed by-law number 4737 when duly passed and approved by the Ontario Municipal Board, shall be legal, valid and binding upon the Corporation and the ratepayers thereof. By-law confirmed when passed.

8. The Corporation may pay to T. A. Wilson Lumber Company Limited the sum of \$5,583.42, the balance owed by the Peterborough Civic Arena Committee to the said Company for the construction of a covered skating and hockey arena. Authority to pay balance for arena.

9. Notwithstanding any general or special Act, the Commissioners of the Peterborough City Trust may pay out of its consolidated surplus account, or other separate funds, constituted by revenue derived from the investment of sinking funds together with other accretions which is in excess of and not required to meet the aggregate requirements of all by-laws of the Corporation applicable thereto, a sum not exceeding \$125,000 for the purpose of purchasing lands within the City of Peterborough bounded by George, Murray, Water and McDonnel Streets or any part of the same as the site for the erection of the new city hall for the city, provided that the council of the Corporation undertakes and agrees to pay over to The Peterborough City Trust all moneys derived by the Corporation up to the 31st day of December, 1951, from the sale of any lands owned by the Corporation which may not be deemed during that period necessary to be retained in the interests of the city unless in the meantime the sum of \$125,000 has been paid to The Peterborough City Trust. Purchase of land for city hall.

10. This Act shall come into force on the day it receives the Royal Assent. Commencement of Act.

11. This Act may be cited as *The City of Peterborough Act*, Short title. 1949.

SCHEDULE A

BY-LAW NUMBER 4737

A By-law authorizing the borrowing of \$1,500,000.00 upon debentures for the Peterborough Civic Hospital.

WHEREAS the Council of the City of Peterborough did pass By-law Number 4403 to provide the sum of \$600,000.00 for the purpose of constructing the Peterborough Civic Hospital;

AND WHEREAS the sum of \$600,000.00 and other moneys granted by the County of Peterborough, the Peterborough Utilities Commission and the Peterborough City Trust was insufficient for the said purpose and it is necessary to raise a further sum of \$1,500,000.00 to complete the erection, establishment and equipment of the said Peterborough Civic Hospital;

AND WHEREAS it is expedient to borrow for the erection, establishment and equipment of the Peterborough Civic Hospital and ancillary buildings, a sum not exceeding \$1,500,000.00 upon the credit of the Corporation, to issue debentures therefor bearing interest at the rate of three and one-quarter (3¼%) per centum per annum payable semi-annually and to provide for the discount and the expenses incidental to negotiation and sale of such debentures;

AND WHEREAS it is expedient to make the principal of the said debt repayable in annual instalments during the period of twenty years next after the date of issue of such debentures, of such amounts respectively that, with the interest in respect of the debt, the aggregate amount payable for principal and interest in each year shall be, as nearly as possible the same; subject to the statutory proviso that each instalment of principal may be for an even \$100.00, \$500.00 or \$1,000.00 or multiple thereof, and, that notwithstanding anything herein contained, the annual instalments of principal and interest may differ in amount sufficiently to admit thereof;

AND WHEREAS the amount of the whole rateable property in the City of Peterborough according to the last revised assessment roll thereof is \$33,110,224.00;

AND WHEREAS the amount of the existing debenture debt of the Corporation, exclusive of local improvement debts secured by special rates or assessments is \$3,260,053.53 and no part of the principal or interest of such debt is in arrear;

AND WHEREAS by Order dated the day of , 19 , the Ontario Municipal Board has approved the purpose of the said borrowing and the passing of all requisite by-laws, including debenture by-laws;

The Corporation of the City of Peterborough by the Council thereof enacts as follows:

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding \$1,500,000.00 and shall issue debentures therefor in sums of not less than \$50.00 each. Each debenture shall bear interest at the rate of three and one-quarter (3¼%) per centum per annum payable semi-annually and shall have coupons attached thereto for the payment of such interest.

2. All the debentures shall bear the same date, shall be issued at one time and within two years after the day on which this by-law is passed, may bear any date within such two years and shall be made payable in annual instalments during the period of twenty years next after the date of issue thereof, and the respective amounts of principal and interest payable in each of such years shall be the amounts so designated in Schedule "A" hereto annexed.

3. The debentures shall be payable as to both principal and interest in lawful money of Canada at the office of the Secretary of the Peterborough City Trust in the City of Peterborough.

4. The said debentures shall be sealed with the seal of the Corporation and signed by the Mayor and Treasurer thereof and countersigned by the Secretary of The Peterborough City Trust. The said interest coupons shall be signed by the Treasurer and his signature thereon may be written, stamped, lithographed or engraved.

5. Commencing in the year 1949, and thereafter in each year in which an instalment of principal of the said debt and interest become due, the Corporation shall levy and raise the specific sum shown for the respective year in the fifth column of the said Schedule. Such sum shall be levied and raised by a special rate sufficient therefor, over and above all other rates, upon all the rateable property in the Municipality.

6. The said debentures may contain a clause providing for the registration thereof pursuant to section 336 of *The Municipal Act*.

7. Pending the sale of the said debentures, the head of the Council and the Treasurer may raise for the purposes aforesaid by way of loan on such debentures any sum or sums of money not exceeding in all the sum hereby authorized to be borrowed and may hypothecate such debentures for such loan.

8. The Corporation shall have the right, at its option, to redeem the debentures of this issue which mature in the twentieth year from the date of issue on any date prior to maturity at the places where and in the moneys in which the said debentures are expressed to be payable, upon payment of the principal amount thereof together with interest accrued to the date of redemption and upon giving previous notice of said intention to redeem by advertising once in "The Ontario Gazette" and once in a daily newspaper of general provincial circulation, published in the City of Toronto, and once in a local newspaper, such notice to be advertised as aforesaid at least thirty days before the date fixed for redemption. Notice of intention so to redeem shall also be sent by post at least thirty days prior to the date set for redemption to each person in whose name a debenture so to be redeemed is registered at the address shown in the Debenture Registry Book. Where only a portion of the debentures of this issue is so to be redeemed, such portion shall comprise only the debentures that have the latest maturity dates and no debenture of this issue shall be called for such redemption in priority to any such debenture that has a later maturity date.

Read a first and second time this 4th day of November, 1948.

(Sgd.) W. G. OVENS,
Mayor.

(Sgd.) E. A. OUTRAM,
Clerk.

Read a third time and finally passed this day of , 19 .

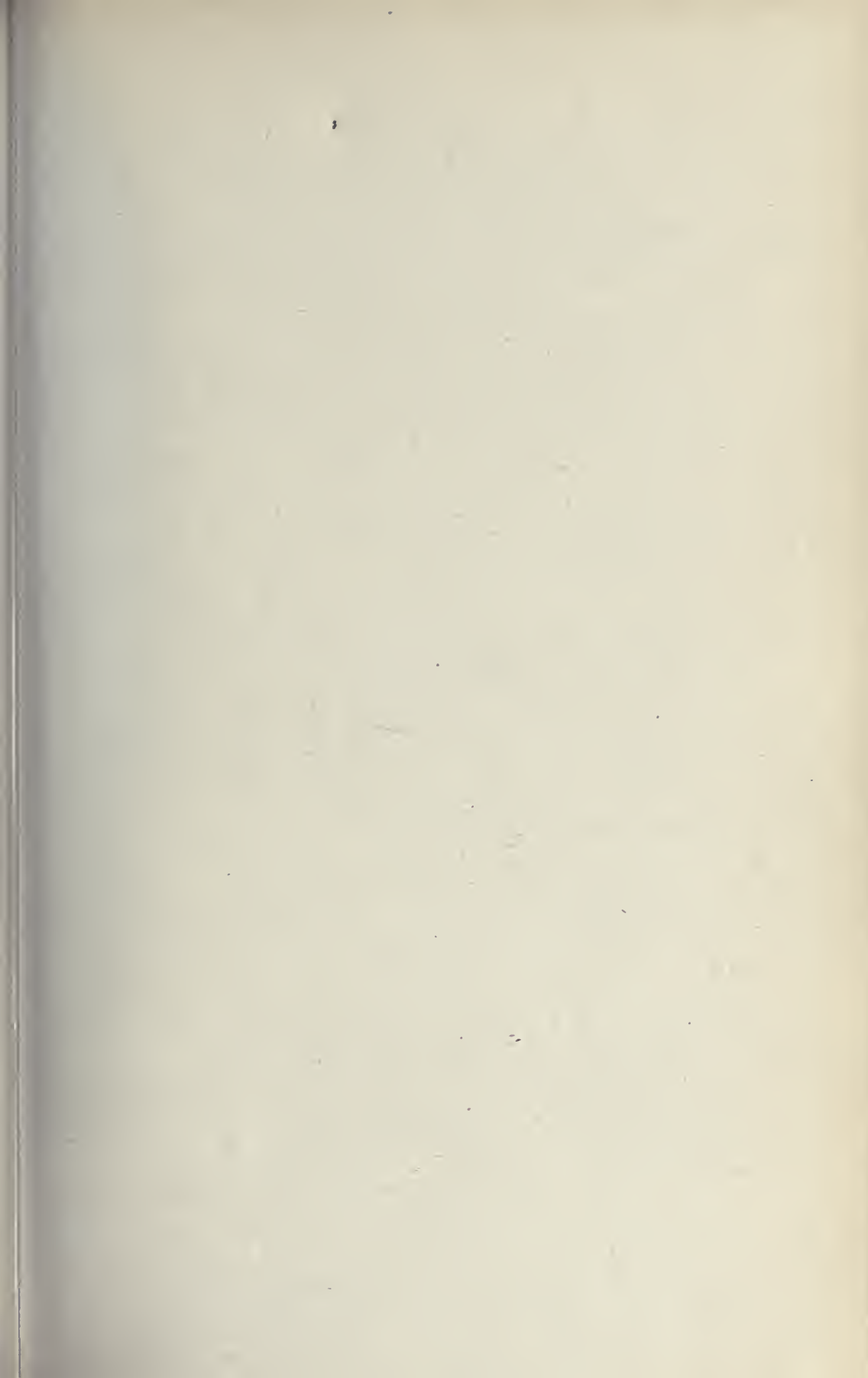
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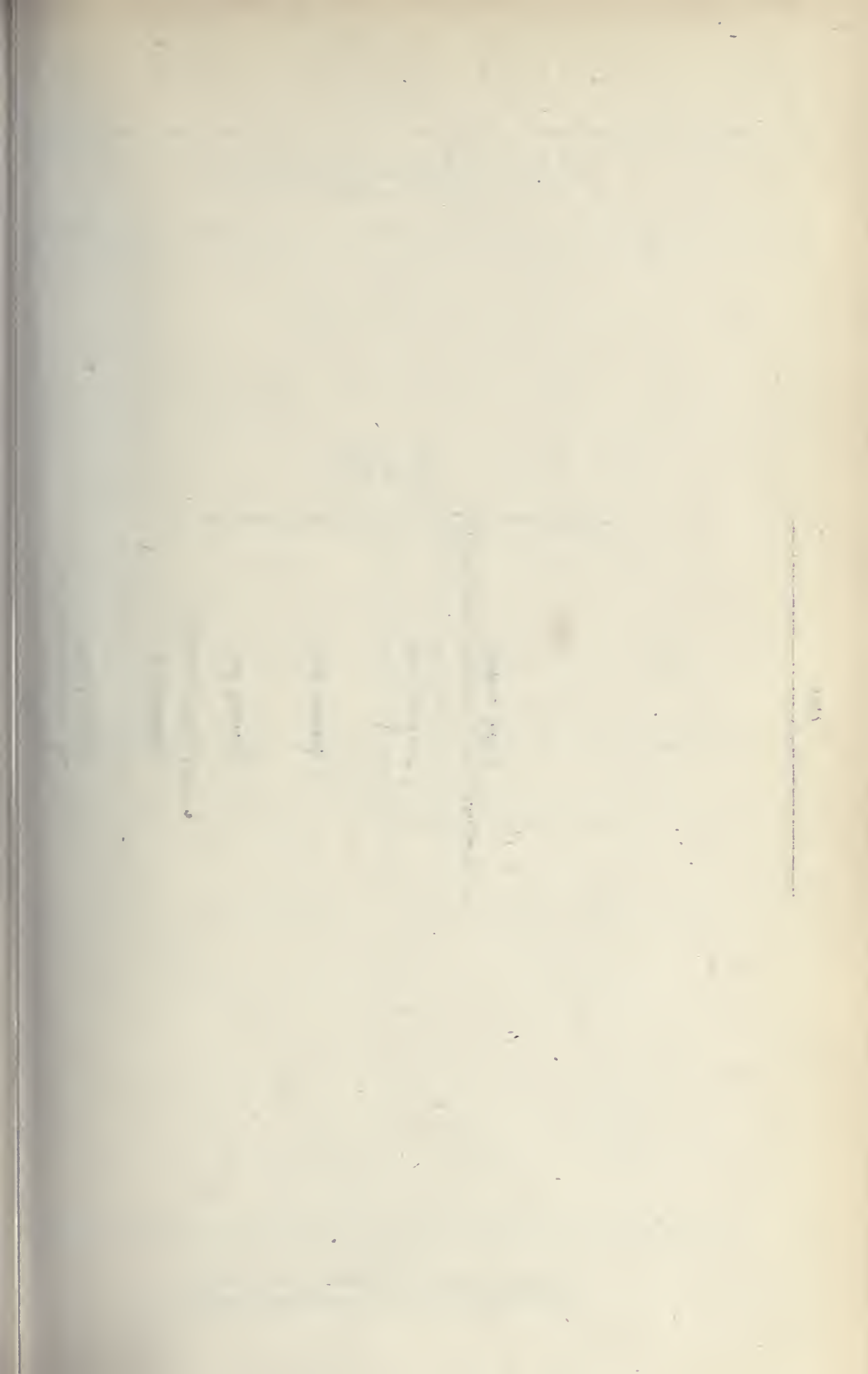
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Schedule A

20 year 3½%.

<u>Year</u>	<u>Balance of Debt</u>	<u>Principal</u>	<u>Interest</u>	<u>Total Principal and Interest</u>
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Totals.....		<u>\$1,500,000.00</u>	<u>\$561,990.00</u>	<u>\$2,061,990.00</u>





BILL.

An Act respecting the City of
Peterborough.

1st Reading

February 24th, 1949

2nd Reading

3rd Reading

MR. STEWART

*(Reprinted as amended by the Committee on
Private Bills.)*

No. 16

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Peterborough.

MR. STEWART

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(2) The council of the City shall, in each year, assess and levy by a special rate on the whole rateable property within the municipality a sum sufficient to provide such amount if any, by which the total of such of the estimated expenditures as are approved by the council exceeds the estimated revenues.

Rev. Stat.,
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not to apply
to special
rate.

(3) The special rate levied by the council of the City in any year under the authority of subsection 2 shall not be taken into account for any of the purposes of section 315 of *The Municipal Act*.

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7.—(1) Subject to the approval of the Ontario Municipal Board, the council of the Corporation may pass the proposed by-law number 4737, set out as Schedule A hereto, authorizing the issue of debentures of \$1,500,000.

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10. This Act shall come into force on the day it receives the Royal Assent. Commencement of Act.

11. This Act may be cited as *The City of Peterborough Act*, Short title. 1949.

SCHEDULE A

BY-LAW NUMBER 4737

A By-law authorizing the borrowing of \$1,500,000.00 upon debentures for the Peterborough Civic Hospital.

WHEREAS the Council of the City of Peterborough did pass By-law Number 4403 to provide the sum of \$600,000.00 for the purpose of constructing the Peterborough Civic Hospital;

AND WHEREAS the sum of \$600,000.00 and other moneys granted by the County of Peterborough, the Peterborough Utilities Commission and the Peterborough City Trust was insufficient for the said purpose and it is necessary to raise a further sum of \$1,500,000.00 to complete the erection, establishment and equipment of the said Peterborough Civic Hospital;

AND WHEREAS it is expedient to borrow for the erection, establishment and equipment of the Peterborough Civic Hospital and ancillary buildings, a sum not exceeding \$1,500,000.00 upon the credit of the Corporation, to issue debentures therefor bearing interest at the rate of three and one-quarter ($3\frac{1}{4}\%$) per centum per annum payable semi-annually and to provide for the discount and the expenses incidental to negotiation and sale of such debentures;

AND WHEREAS it is expedient to make the principal of the said debt repayable in annual instalments during the period of twenty years next after the date of issue of such debentures, of such amounts respectively that, with the interest in respect of the debt, the aggregate amount payable for principal and interest in each year shall be, as nearly as possible the same; subject to the statutory proviso that each instalment of principal may be for an even \$100.00, \$500.00 or \$1,000.00 or multiple thereof, and, that notwithstanding anything herein contained, the annual instalments of principal and interest may differ in amount sufficiently to admit thereof;

AND WHEREAS the amount of the whole rateable property in the City of Peterborough according to the last revised assessment roll thereof is \$33,110,224.00;

AND WHEREAS the amount of the existing debenture debt of the Corporation, exclusive of local improvement debts secured by special rates or assessments is \$3,260,053.53 and no part of the principal or interest of such debt is in arrear;

AND WHEREAS by Order dated the day of , 19 , the Ontario Municipal Board has approved the purpose of the said borrowing and the passing of all requisite by-laws, including debenture by-laws;

The Corporation of the City of Peterborough by the Council thereof enacts as follows:

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding \$1,500,000.00 and shall issue debentures therefor in sums of not less than \$50.00 each. Each debenture shall bear interest at the rate of three and one-quarter ($3\frac{1}{4}\%$) per centum per annum payable semi-annually and shall have coupons attached thereto for the payment of such interest.

2. All the debentures shall bear the same date, shall be issued at one time and within two years after the day on which this by-law is passed, may bear any date within such two years and shall be made payable in annual instalments during the period of twenty years next after the date of issue thereof, and the respective amounts of principal and interest payable in each of such years shall be the amounts so designated in Schedule "A" hereto annexed.

3. The debentures shall be payable as to both principal and interest in lawful money of Canada at the office of the Secretary of the Peterborough City Trust in the City of Peterborough.

4. The said debentures shall be sealed with the seal of the Corporation and signed by the Mayor and Treasurer thereof and countersigned by the Secretary of The Peterborough City Trust. The said interest coupons shall be signed by the Treasurer and his signature thereon may be written, stamped, lithographed or engraved.

5. Commencing in the year 1949, and thereafter in each year in which an instalment of principal of the said debt and interest become due, the Corporation shall levy and raise the specific sum shown for the respective year in the fifth column of the said Schedule. Such sum shall be levied and raised by a special rate sufficient therefor, over and above all other rates, upon all the rateable property in the Municipality.

6. The said debentures may contain a clause providing for the registration thereof pursuant to section 336 of *The Municipal Act*.

7. Pending the sale of the said debentures, the head of the Council and the Treasurer may raise for the purposes aforesaid by way of loan on such debentures any sum or sums of money not exceeding in all the sum hereby authorized to be borrowed and may hypothecate such debentures for such loan.

8. The Corporation shall have the right, at its option, to redeem the debentures of this issue which mature in the twentieth year from the date of issue on any date prior to maturity at the places where and in the moneys in which the said debentures are expressed to be payable, upon payment of the principal amount thereof together with interest accrued to the date of redemption and upon giving previous notice of said intention to redeem by advertising once in "The Ontario Gazette" and once in a daily newspaper of general provincial circulation, published in the City of Toronto, and once in a local newspaper, such notice to be advertised as aforesaid at least thirty days before the date fixed for redemption. Notice of intention so to redeem shall also be sent by post at least thirty days prior to the date set for redemption to each person in whose name a debenture so to be redeemed is registered at the address shown in the Debenture Registry Book. Where only a portion of the debentures of this issue is so to be redeemed, such portion shall comprise only the debentures that have the latest maturity dates and no debenture of this issue shall be called for such redemption in priority to any such debenture that has a later maturity date.

Read a first and second time this 4th day of November, 1948.

(Sgd.) W. G. OVENS,
Mayor.

(Sgd.) E. A. OUTRAM,
Clerk.

Read a third time and finally passed this day of , 19 .

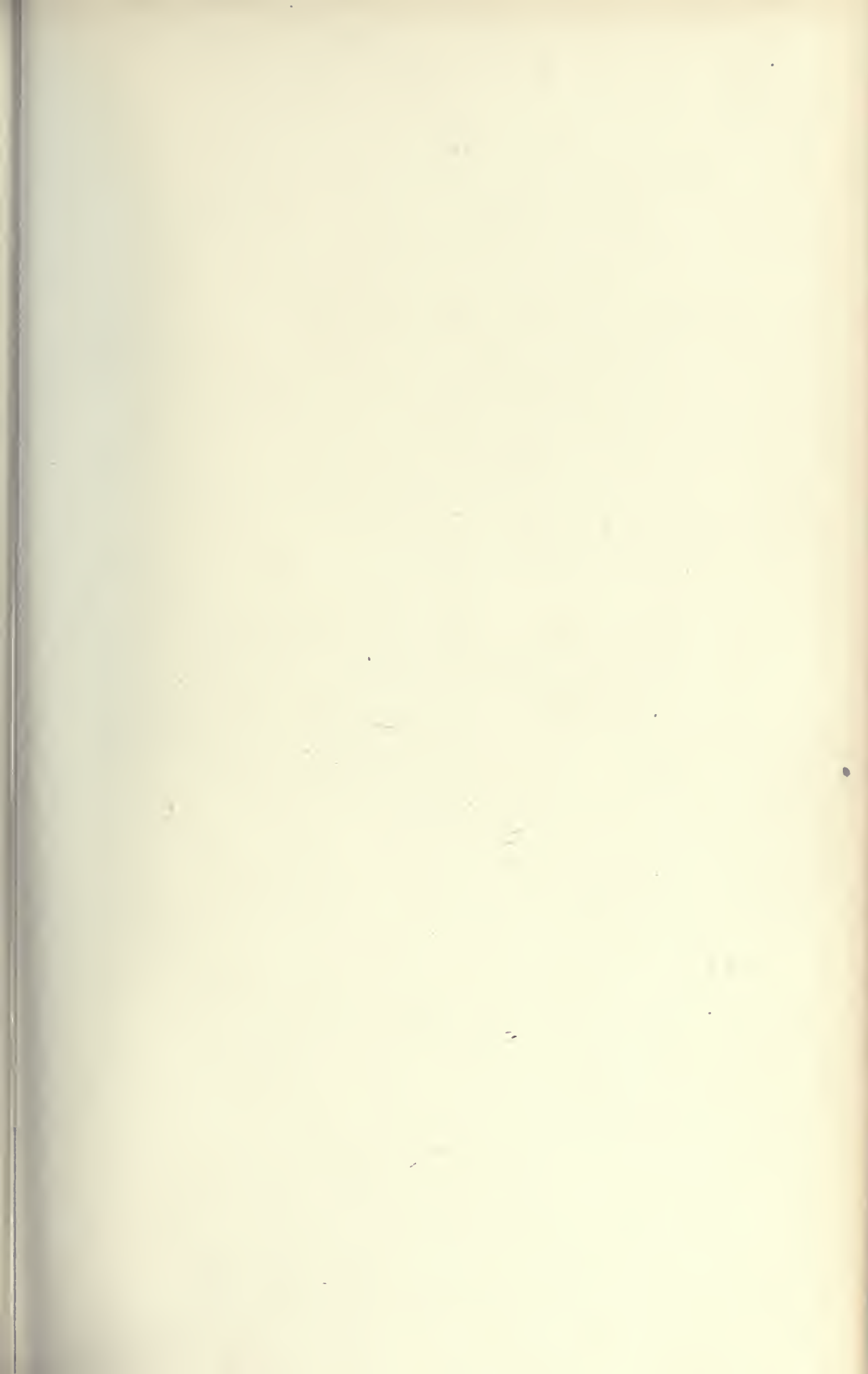
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Clerk.

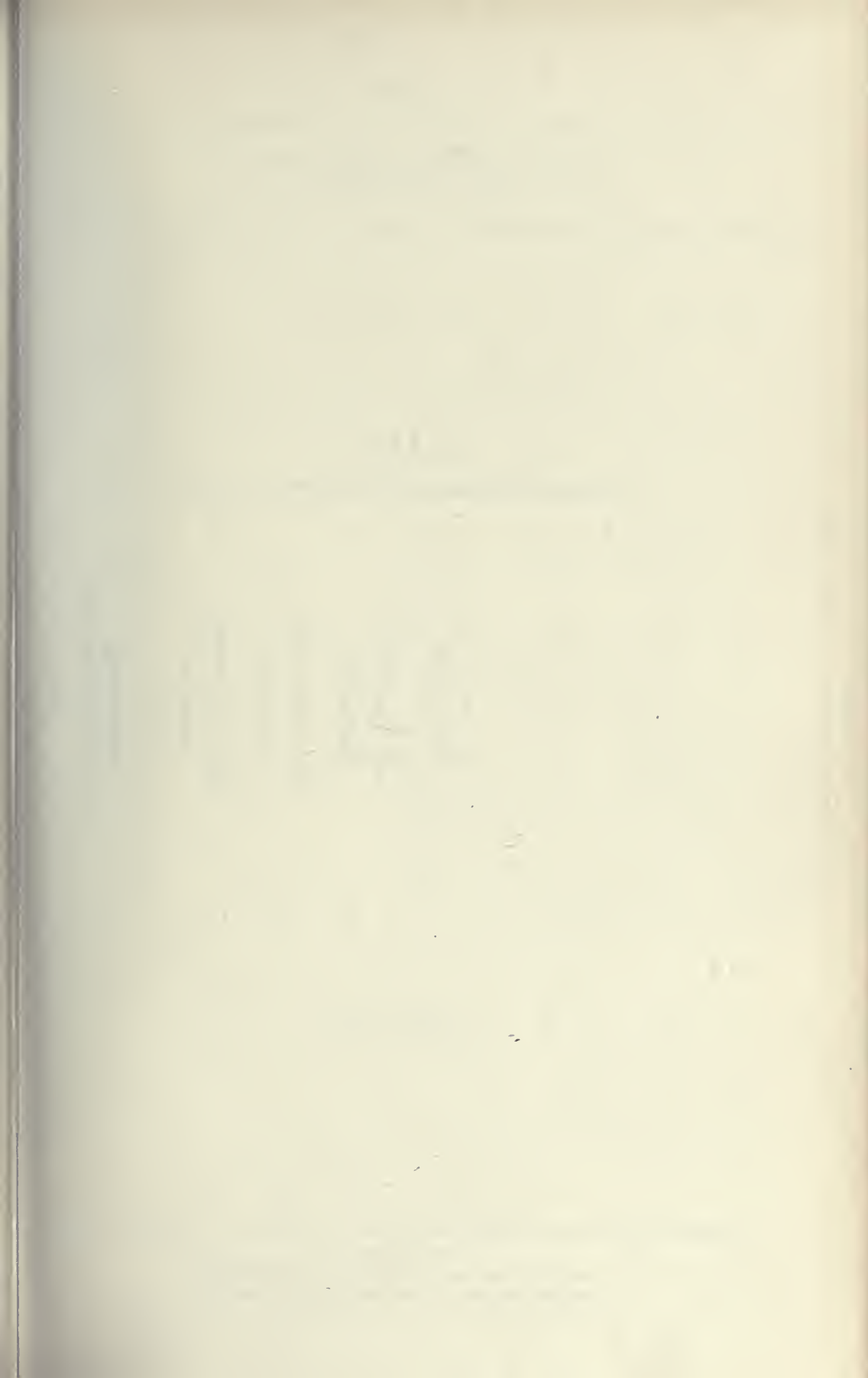
Schedule A

20 year 3½%.

Year	Balance of Debt	Principal	Interest	Total Principal and Interest
1	1,500,000.00	55,000.00	24,375.00 24,375.00	103,750.00
2	1,445,000.00	57,000.00	23,481.25 23,481.25	103,962.50
3	1,388,000.00	58,000.00	22,555.00 22,555.00	103,110.00
4	1,330,000.00	60,000.00	21,612.50 21,612.50	103,225.00
5	1,270,000.00	62,000.00	20,637.50 20,637.50	103,275.00
6	1,208,000.00	64,000.00	19,630.00 19,630.00	103,260.00
7	1,144,000.00	66,000.00	18,590.00 18,590.00	103,180.00
8	1,078,000.00	68,000.00	17,517.50 17,517.50	103,035.00
9	1,010,000.00	71,000.00	16,412.50 16,412.50	103,825.00
10	939,000.00	73,000.00	15,258.75 15,258.75	103,517.50
11	866,000.00	75,000.00	14,072.50 14,072.50	103,145.00
12	791,000.00	78,000.00	12,853.75 12,853.75	103,707.50
13	713,000.00	80,000.00	11,586.25 11,586.25	103,172.50
14	633,000.00	82,000.00	10,286.25 10,286.25	102,572.50
15	551,000.00	85,000.00	8,953.75 8,953.75	102,907.50
16	466,000.00	88,000.00	7,572.50 7,572.50	103,145.00
17	378,000.00	90,000.00	6,142.50 6,142.50	102,285.00
18	288,000.00	93,000.00	4,680.00 4,680.00	102,360.00
19	195,000.00	96,000.00	3,168.75 3,168.75	102,337.50
20	99,000.00	99,000.00	1,608.75 1,608.75	102,217.50
Totals.....		<u>\$1,500,000.00</u>	<u>\$561,990.00</u>	<u>\$2,061,990.00</u>







BILL

An Act respecting the City of
Peterborough.

1st Reading

February 24th, 1949

2nd Reading

March 18th, 1949

3rd Reading

March 25th, 1949

MR. STEWART

No. 17

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of Etobicoke.

MR. MILLARD

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 17

1949

BILL

An Act respecting the Township of Etobicoke.

WHEREAS the Corporation of the Township of Etobicoke by its petition has prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition; Preamble.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) On and after the day upon which the Board of Education created by this Act holds its first meeting, the whole of the Township of Etobicoke, except School Section No. 9, is hereby created a township school area. Township school area established.

(2) School Section No. 9 of the said Township which now forms part of a union school section shall not become part of the township school area until such time as the said union school section is dissolved pursuant to *The Public Schools Act*. School Section No. 9,—not included; Rev. Stat., c. 357.

(3) Upon the dissolution of the said union school section, School Section No. 9 shall form part of the township school area hereby created and its assets shall be vested in and become the property of the Board of Education hereby created, subject to its liabilities. included upon dissolution of union section.

2. On and after the 1st day of January, 1950, the present high school district in the Township of Etobicoke is hereby enlarged to include the whole of the Township of Etobicoke. High school district enlarged.

3. On and after the day upon which the Board of Education created by this Act holds its first meeting The Collegiate Institute Board of the Township of Etobicoke and all public school boards, except the public school board for School Section No. 9, are hereby dissolved, and all their powers and duties shall be carried on by one board of education to be known as The Board of Education for the Township of Etobicoke, which shall be a corporation by that name herein- Dissolution of existing school boards. Board of Education established.

after referred to as the Board of Education, and which shall have and possess all the powers and perform all the duties which by this or any other Act are conferred or imposed upon a public school board in a rural municipality, a high school board, a collegiate institute board, or a board of education.

Composition
of Board.

Rev. Stat.,
c. 361.

4. The Board of Education shall be composed in the same manner as if it had been created by a by-law passed pursuant to *The Boards of Education Act*.

First
election.

5.—(1) The first election of members of the Board of Education shall be held at the earliest possible date after the day this Act comes into force, at which seven members shall be elected by the general vote of persons qualified to vote for public school trustees, and the provisions of *The Public Schools Act* respecting qualifications of urban school trustees and the election of such trustees by ballot shall apply to the election.

Term of
office of
members
first elected.

(2) The four members who receive the highest number of votes at the first election shall continue in office until the 31st day of December, 1951, and until their successors are elected and the new board organized, and the remaining members shall continue in office until the 31st day of December, 1950, and until their successors are elected and the new board is organized.

Qualifica-
tions of first
members.

(3) No person shall be disqualified from being nominated and elected to the Board of Education at the first election by reason of being at that time a public or high school trustee.

Rev. Stat.,
c. 361 to
apply to
elections.

Proviso.

6. At the time of holding the municipal elections for the year 1951 and thereafter the elective members shall be elected in the manner provided by *The Boards of Education Act*, except that the qualifications of members shall be those of urban school trustees as provided by *The Public Schools Act*.

First
meeting
of Board.

7.—(1) The clerk of the Township of Etobicoke shall call and until a chairman is elected preside at the first meeting of the Board of Education which shall be held on a date to be fixed by the Clerk, but not later than the 27th day of June, 1949, at the hour of 2 o'clock in the afternoon at the township hall, at which the members of the Board of Education shall elect a chairman and secretary-treasurer or a secretary and a treasurer.

Assets and
liabilities
of other
school
boards.

(2) Upon the holding of such first meeting all real and personal property theretofore vested in the collegiate institute board of the Township and in the public school boards of the Township, except the board of School Section No. 9,

shall be vested in and become the property of the Board of Education, and it shall be responsible for and shall discharge all the debts, liabilities and obligations for which the said boards are liable.

8. All the provisions of *The Boards of Education Act* which are not inconsistent with this Act shall apply to the Board of Education created by this Act in the same manner and to the same extent as if the Board of Education had been created by a by-law pursuant to *The Boards of Education Act*. ^{Application of Rev. Stat., c. 361.}

9.—(1) All rights and claims between the respective parts of the Township comprising the several public school sections at the time of the establishment of the Board of Education under this Act shall be valued, adjusted and determined in the manner provided in section 16 of *The Public Schools Act*. ^{Adjustment of claims.}

(2) On and after the 1st day of January, 1950, all rates for the payment of high school debentures outstanding on that date shall be levied over the entire Township. ^{High school rates.}

10.—(1) Notwithstanding any of the provisions in this or any other Act, the levy to be made in any year for debenture rate for public school purposes in the present school sections numbers 4, 6, 7 and 9 upon lands, consisting of not less than forty-five acres in area, assessed in one parcel and used as farm lands shall not exceed the rate of one mill on the dollar of assessment until such time as a capital debt is incurred for the erection, alteration or enlargement of a school or schools for the purpose of serving the said four school sections, or any of them. ^{Levy on farm lands.}

(2) This section shall not apply to School Section No. 9 until such time as it becomes part of the township school area. ^{Proviso.}

11. This Act shall come into force on the day it receives the Royal Assent. ^{Commencement of Act.}

12. This Act may be cited as *The Township of Etobicoke Act, 1949*. ^{Short title.}

BILL

An Act respecting the Township of
Etobicoke.

1st Reading

2nd Reading

3rd Reading

MR. MILLARD

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of Etobicoke.

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(Reprinted as amended by the Committee on Private Bills.)

TORONTO
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(2) School Section No. 9 of the said Township which now forms part of a union school section shall not become part of the township school area until such time as the said union school section is dissolved pursuant to *The Public Schools Act*.

School Section No. 9,—not included; Rev. Stat., c. 357.

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Dissolution of existing school boards.

Board of Education established.

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(2) The four members who receive the highest number of votes at the first election shall continue in office until the 31st day of December, 1951, and until their successors are elected and the new board organized, and the remaining members shall continue in office until the 31st day of December, 1950, and until their successors are elected and the new board is organized.

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(3) No person shall be disqualified from being nominated and elected to the Board of Education at the first election by reason of being at that time a public or high school trustee.

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(2) On and after the 1st day of January, 1950, all rates for the payment of high school debentures outstanding on that date shall be levied over the entire Township. High school rates.

10.—(1) Notwithstanding any of the provisions in this or any other Act, the levy to be made in any year for debenture rate for public school purposes in the present school sections numbers 4, 6, 7 and 9 upon lands, consisting of not less than forty-five acres in area, assessed in one parcel and used as farm lands shall not exceed the rate of one mill on the dollar of assessment until such time as a capital debt is incurred for the erection, alteration or enlargement of a school or schools for the purpose of serving the said four school sections, or any of them. Levy on farm lands.

(2) This section shall not apply to School Section No. 9 until such time as it becomes part of the township school area. Proviso.

11.—(1) The council of the Corporation shall before the 31st day of December, 1950, submit to the vote of persons qualified to vote for public school trustees the question "Are you in favour of electing the Board of Education by wards?" Submission of question to electors.

(2) In case the question is answered in the affirmative by a majority of the persons voting thereon the council of the Corporation shall forthwith apply to the Ontario Municipal Board to divide the Township into not less than three wards for the purpose of the election of the Board of Education, and the Ontario Municipal Board may for such purpose divide the Township into not less than three wards, each ward having a population of not less than five hundred persons. Division of township into wards.

(3) If the question is answered in the affirmative, the Ontario Municipal Board shall make such division not later First election after division into wards.

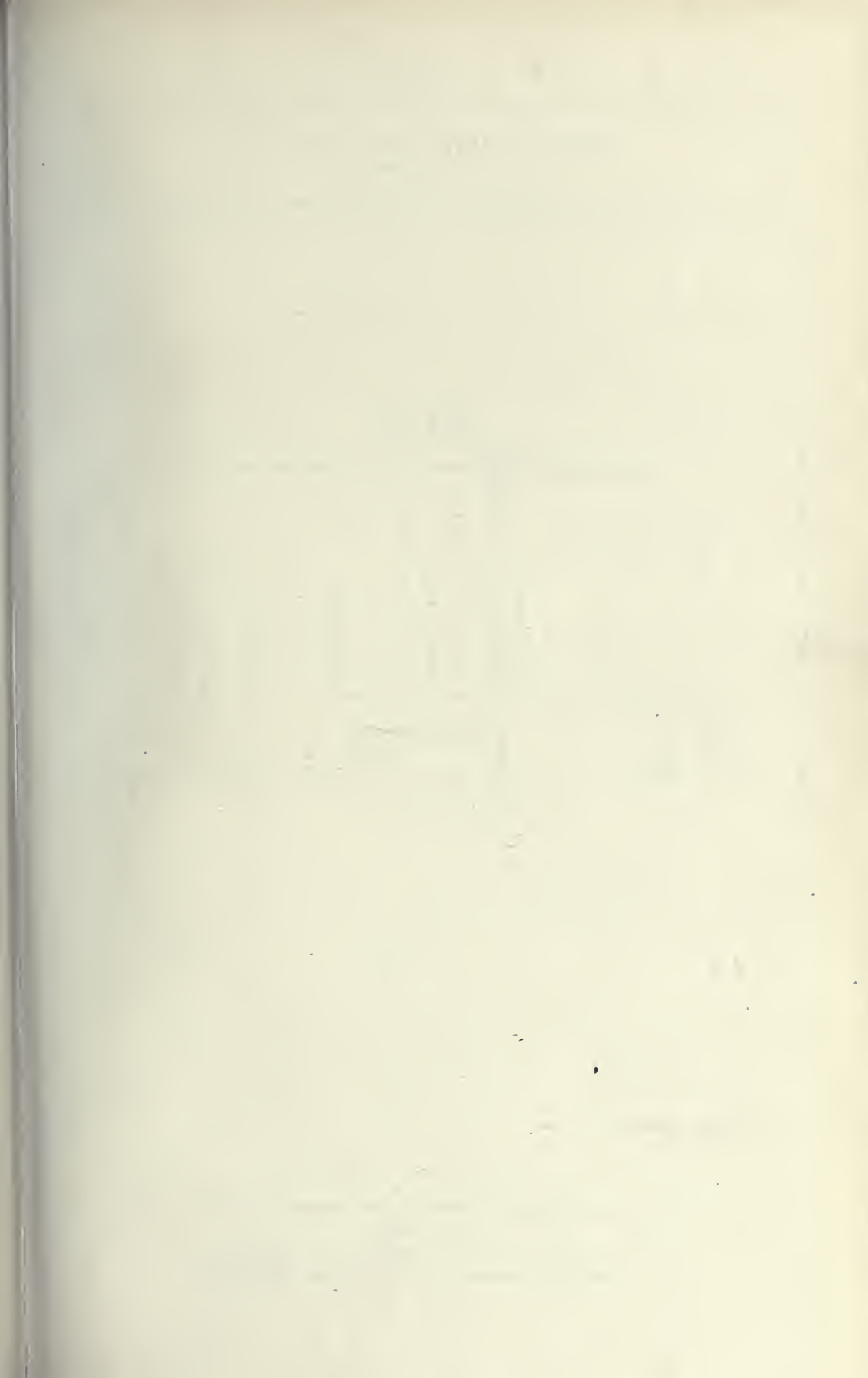
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Commence-
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12. This Act shall come into force on the day it receives the Royal Assent.

Short title.

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BILL

An Act respecting the Township of
Etobicoke.

1st Reading

March 2nd, 1949

2nd Reading

3rd Reading

MR. MILLARD

*(Reprinted as amended by the Committee on
Private Bills.)*

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

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No. 17

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(3) If the question is answered in the affirmative, the Ontario Municipal Board shall make such division not later First election after division into wards.

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Short title.

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Etobicoke.

1st Reading

March 2nd, 1949

2nd Reading

March 18th, 1949

3rd Reading

March 25th, 1949

MR. MILLARD

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Cornwall Street Railway, Light & Power
Company, Limited.

MR. McDONALD

(PRIVATE BILL)

BILL

An Act respecting the Cornwall Street Railway,
Light & Power Company, Limited.

WHEREAS the Cornwall Street Railway, Light & Power Preamble.
Company, Limited by its petition has represented that it is desirable to have confirmed by-law number 135-1948 of the Corporation of the City of Cornwall, by-law number 1582-1948 of the Corporation of the Township of Cornwall and the Agreement attached to each of the said by-laws dated the fifteenth day of March, 1948, for the purpose of granting a franchise for a period of ten years from the 1st day of January, 1949, to the Cornwall Street Railway, Light & Power Company, Limited; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law number 135-1948 of the Corporation of the City of Cornwall, passed by the council thereof on the 3rd day of May, 1948, being a by-law to grant a franchise to the Cornwall Street Railway, Light & Power Company, Limited, set forth as Schedule A hereto, is hereby confirmed and declared to be valid and binding upon the said Corporation and the ratepayers thereof and upon the said Company and upon any other person or persons affected thereby. By-law 135-1948, validated.

2. By-law number 1582-1948 of the Corporation of the Township of Cornwall, passed by the council thereof on the 3rd day of May, 1948, being a by-law to grant a franchise to the Cornwall Street Railway, Light & Power Company, Limited, set forth as Schedule B hereto, is hereby confirmed and declared to be valid and binding upon the said Corporation and the ratepayers thereof and upon the said Company and upon any other person or persons affected thereby. By-law 1582-1948, validated.

3. The agreement dated the 15th day of March, 1948, between the Corporation of the City of Cornwall, the Corporation of the Township of Cornwall and the Cornwall Street Railway, Light & Power Company, Limited, attached to each Agreement validated.

of the said by-laws and set forth as Schedule C hereto, is hereby confirmed and declared to be valid and binding upon the Corporation of the City of Cornwall and the ratepayers thereof, upon the Corporation of the Township of Cornwall and the ratepayers thereof, upon the said Company and upon any other person or persons affected thereby.

Short title.

4. This Act may be cited as *The Cornwall Street Railway, Light & Power Company, Limited Act, 1949*.

SCHEDULE A

BY-LAW No. 135-1948

of the

CORPORATION OF THE CITY OF CORNWALL

A By-law to grant a franchise to the Cornwall Street Railway, Light and Power Company, Limited.

WHEREAS the Cornwall Street Railway, Light and Power Company, Limited was granted a franchise by the Corporation of the City of Cornwall in the year 1940 for a period of ten years to operate a street railway and also to supply the inhabitants of the City of Cornwall with electricity;

AND WHEREAS the franchise for the operation of the street railway and the supply of electricity expires on the first day of July, 1941;

AND WHEREAS the Stormont Electric Light and Power Company Limited has agreed to sell its assets to the Street Railway, Light and Power Company, Limited;

AND WHEREAS the Cornwall Street Railway, Light and Power Company, Limited has applied to the Corporation of the City of Cornwall for a franchise for a period of ten years from and after July 1st, 1949, to operate a transportation system in the City of Cornwall and to supply electricity to the Corporation of the City of Cornwall and to the inhabitants thereof.

BE IT THEREFORE ENACTED a By-law of the Corporation of the City of Cornwall as follows:

1. Subject to the agreements, obligations, terms and conditions contained in an Agreement between the Corporation of the Township of Cornwall, the Corporation of the City of Cornwall and the Cornwall Street Railway, Light and Power Company, Limited dated the fifteenth day of March, 1948 which Agreement is attached hereto as Schedule 1 to this By-law, the Corporation of the City of Cornwall grants to Cornwall Street Railway, Light and Power Company, Limited an exclusive transportation franchise for passenger and freight switching service within the City of Cornwall and the right to supply electrical power or energy to the said City of Cornwall and to the inhabitants thereof, for the term of ten years, from and after the First day of July, 1949.

2. The Mayor and the Clerk are hereby authorized to execute the said Agreement on behalf of the Corporation of the City of Cornwall.

Read a first and second time in open Council this 16th day of March, 1948.

LLOYD D. GALLINGER,
Mayor.

F. B. BROWNIDGE,
Clerk.

PASSED, SIGNED AND SEALED this 3rd day of May, 1948.

LLOYD D. GALLINGER,
Mayor.

F. B. BROWNIDGE,
Clerk.

SCHEDULE B

BY-LAW No. 1582-1948

of the

THE CORPORATION OF THE TOWNSHIP OF CORNWALL

A By-law to grant a franchise to the Cornwall Street Railway, Light and Power Company, Limited.

WHEREAS the Cornwall Street Railway, Light and Power Company, Limited was granted a franchise by the Corporation of the Township of Cornwall in the year 1926 for a period of twenty-five years to operate a street railway in the Township of Cornwall;

AND WHEREAS the Corporation of the Township of Cornwall granted a franchise to the Stormont Electric Light and Power Company Limited to supply electricity to the inhabitants of the Township of Cornwall and which franchise has now expired;

AND WHEREAS the Stormont Electric Light and Power Company Limited has agreed to sell its assets to the Cornwall Street Railway, Light and Power Company, Limited;

AND WHEREAS the Cornwall Street Railway, Light and Power Company, Limited has applied to the Corporation of the Township of Cornwall for a franchise for a period of ten years from and after July 1st, 1949, to operate a transportation system in the Township of Cornwall and to supply electricity to the Corporation of the Township of Cornwall and to the inhabitants thereof;

BE IT THEREFORE ENACTED a By-law of the Corporation of the Township of Cornwall as follows:

1. Subject to the agreements, obligations, terms and conditions contained in an Agreement between the Corporation of the Township of Cornwall, the Corporation of the City of Cornwall and the Cornwall Street Railway, Light and Power Company, Limited dated the Fifteenth day of March, 1948, which Agreement is attached thereto as Schedule 1 to this By-law, the Corporation of the Township of Cornwall grants to the Cornwall Street Railway, Light and Power Company, Limited an exclusive transportation franchise for passenger and freight switching service within the urban area of the said Township of Cornwall surrounding the City of Cornwall, and the right to supply electrical power or energy to the said Township of Cornwall and to the inhabitants thereof, for the term of ten years, from and after the First day of July, 1949.

2. The Reeve and the Clerk are hereby authorized to execute the said Agreement on behalf of the Corporation of the Township of Cornwall.

Read a first and second time in open Council this 15th day of March, 1948.

A. MARLEAU,
Acting Reeve.

V. A. McDONALD,
Clerk.

PASSED, SIGNED AND SEALED this 3rd day of May, 1948.

J. E. U. ROULEAU,
Reeve.

V. A. McDONALD,
Clerk.

(Seal)

SCHEDULE C

THIS AGREEMENT made in triplicate on the 15th day of March, 1948.

BETWEEN:

THE CORPORATION OF THE CITY OF CORNWALL, herein-
after called "The City",

OF THE FIRST PART,

THE CORPORATION OF THE TOWNSHIP OF CORNWALL,
hereinafter called "The Township",

OF THE SECOND PART,

CORNWALL STREET RAILWAY, LIGHT AND POWER COM-
PANY, LIMITED, hereinafter called "The Company",

OF THE THIRD PART.

WHEREAS the Company, incorporated by Letters Patent in the Province of Ontario in 1902, has operated a Street Railway in the City and Township since its incorporation;

AND WHEREAS by City By-law No. 19 for the year 1940, the franchise of the Company was renewed for a term of ten years, expiring the 1st day of July, 1951.

AND WHEREAS by By-law No. 1113 of the Township for the year 1926, the franchise of the Company was extended for a period of twenty-five years and expires in 1951;

AND WHEREAS the Stormont Electric Light & Power Co. Ltd., by agreement with the City dated the 8th day of July, 1940, is supplying the City with electricity and by the said agreement its franchise expires on the 1st day of July, 1951;

AND WHEREAS the said Stormont Electric Light & Power Co. Ltd. is supplying a portion of the Township of Cornwall with electricity and its franchise in the Township has expired;

AND WHEREAS the said Stormont Electric Light & Power Co. Ltd. has agreed to sell its assets to the Company and to assign all its rights, including the said franchise, to the Company;

AND WHEREAS the Company has considered it expedient to purchase trolley coaches to replace its street cars at a cost of approximately \$500,000.00 in order to operate an efficient passenger transportation system in the said City and Township;

AND WHEREAS the Company, before making capital expenditures for the purchase of such equipment, has applied to the City and Township for a new franchise.

NOW THIS AGREEMENT WITNESSETH that, in consideration of the premises, the City and the Township, their successors and assigns, and the Company and its successors and assigns, covenant, contract, and agree each with the other as follows:

TRANSPORTATION SYSTEM

1. Subject to the agreements, obligations, terms and conditions hereinafter contained, the Corporation of the City of Cornwall hereby grants to the Company an exclusive transportation franchise for passenger and freight switching service within the limits of the said City for the term of ten years from and after the 1st day of July, 1949.

2. Subject to the agreements, obligations, terms and conditions hereinafter contained, the Corporation of the Township of Cornwall hereby

grants to the Company an exclusive transportation franchise for passenger and freight switching service within the urban area of the said Township surrounding the City for the term of ten years, from the 1st day of July, 1949.

3. During the said term of ten years, the Company shall maintain and operate a fleet of not less than twelve trolley coaches and other vehicles as may be necessary on routes now in operation and on such routes or altered routes as may be agreed upon from time to time between the parties. The Company shall immediately purchase trolley coaches of the latest design and type which shall contain all modern improvements for the convenience and comfort of passengers, including lighting and heating. All buses and coaches used or operated by the Company shall be kept at all times in good and sufficient state of repair, shall be kept clean inside and out, and shall be lighted and heated at such hours and for such periods of the year as may be necessary for the comfort and convenience of passengers.

4. The Company will, within six months after the 1st day of July, 1949, cease to operate any and all street cars within the said City and Township. The Company will either cover abandoned street railway tracks with asphalt pavement to a width of eight feet, or remove such abandoned track. On those streets where motor vehicles travel over the street railway tracks, the Company will level the street with pavement to a width of eight feet where street railway tracks have been removed. Where tracks are removed from an area not now paved, the Company shall not be under any obligations to pave but only to level the ground. Where abandoned street railway tracks have been covered with pavement, the abandoned track shall be the property of the Municipality in which the tracks are located, and the City or Township will relieve the Company from all liability in connection therewith.

5. This agreement shall not apply to the operation of motor buses or other passenger vehicles running between any points within the limits of the City and the urban area of the Township surrounding the City, and cities, towns or villages outside the said limits so long as such motor buses or other passenger vehicles do not convey passengers between points within the said limits. It shall not apply to taxi cabs duly licensed by the City or Township.

6. The Company may charge and collect from every person entering any of its coaches or buses for a continuous journey of any distance on its system a cash fare of seven cents if a passenger has the exact change and ten cents cash fare if the passenger has no change; a child shall pay five cents cash; children under five years of age, accompanied by a parent or other person having them in charge may travel free. The Company shall also sell tickets good for children only at the price of twenty-five cents for eight tickets; and shall sell adult tickets at the price of twenty-five cents for four tickets; and each of such tickets shall entitle the holder to one continuous journey on the coaches or buses as aforesaid. No person except employees in the service of the Company shall be entitled to travel free upon any of the coaches or buses of the Company. "Child" shall mean any one five to twelve years of age inclusive, and school children. Any one wishing to transfer from one vehicle to another shall be entitled to a non-transferable transfer free. Between the hours of 12.00 midnight and 5.00 a.m. the fare for all passengers shall be ten cents cash.

7. In the event of the Company failing for the space of six continuous months to maintain and operate its transportation system in substantial conformity with the provisions of this agreement, the City or the Township respectively by resolution thereon, may declare that all the privileges and rights to operate its transportation system which the Company has acquired therein by this agreement, are at an end and such privileges and rights shall thereupon cease and be at an end accordingly.

8. In the event of material changes, downwards or upwards, taking place in the cost to the Company of providing transportation services as provided for by this Agreement, adjustments of the fares hereinbefore provided for may be made by agreement between the City, the Township

and the Company. In the event that the parties hereto cannot agree, the matter in dispute shall be settled as in paragraph 32 hereof provided.

9. The Company shall have the privilege of placing poles necessary to support its overhead equipment thereon along the streets, squares, alleys and public places of the City and Township wherever necessary, subject to the approval of the Engineer or Superintendent of the respective municipalities.

10. The Company shall have the right of constructing and maintaining tracks on such streets of the City and Township as may be necessary for the efficient operation of its freight services, subject to the approval of the respective councils. It will not unnecessarily hinder or obstruct ordinary travel upon the streets and the Company shall enjoy all reasonable facilities for construction and maintenance work. The Company will maintain the roadway between the rails and at least one foot, six inches from the outside of each rail, and will keep this portion of the roadway in good repair. The Company shall not be under any obligation to pave roadways as hereinbefore provided except those now being used for vehicular traffic; provided that if the City or Township construct, repair or resurface a street on which the Company has tracks, the Company will construct, repair or resurface that portion of roadway as herein set out to make it conform to the roadbed of the streets through which the lines pass, making it at least equal in permanence and durability to the adjoining roadbed. Should the Company neglect to keep the track or the roadway or crossings between and on each side of the rails in good condition, or have the necessary repairs made therein, the City or Township engineer or other proper officer may give notice thereof requiring such repairs to be made forthwith and if not made within a reasonable time, the said Engineer or other officer as aforesaid may cause the repairs to be made and the amount so expended may be recovered from the Company in any court of competent jurisdiction.

11. On those portions of the streets where the Company is using railway tracks, it shall be the duty of the Company, during the season of snow and ice, to level all such accumulations as may be removed from its tracks in such manner as not to unduly impede or hinder traffic. Except as aforesaid, the Company shall not be under any obligation to move or remove snow and ice from the streets. The City and Township agree to keep their streets clear of snow and ice so that the Company can operate its coaches and buses without difficulty and in an efficient manner. The City and Township agree to pave and keep in good repair all streets on which trolley coach or bus service is maintained. The pavement will be of a width and the corners sufficiently rounded to permit the free operation of coaches and buses. The Company shall have the privilege, but shall be under no obligation, to sand the roadway and operate snow-ploughs when the Company considers it necessary to do so, without charge to the respective municipalities.

12. Service shall be maintained by the Company of such streets and at such times as may be decided upon from time to time by the Company, and approved by the City and Township. All matters in dispute shall be settled as hereinafter provided by clause 32.

13. The City and Township reserve the right to dig or excavate in or upon any street on which railway tracks are constructed or on which trolley coach lines have been established for the purpose of laying down, examining, replacing or repairing any wire, or water, gas or sewer pipe or pipes or making or shutting off any connection therewith or for the purpose of making any other public improvements or doing any other public work. And the Company shall not have any recourse against the City or Township for damages or otherwise because of any detention or obstruction to the travel upon the said transportation lines arising therefrom. Such digging, excavating or opening of any such streets for the purpose aforesaid shall be done by the City or Township with all necessary dispatch so that no unnecessary detention or obstruction to travel upon the said transportation lines shall arise therefrom. Provided, however, that the City or Township shall in every such case give the Company reasonable notice of such work so that the Company can

construct and use proper bridges for the operation of its vehicles. In the event of fire or other obstruction in the street, the City and Township agree to co-operate with the Company by giving immediate notice thereof so that bridges can be constructed and used to enable the Company to operate its service without cost to the municipalities.

ELECTRICAL SYSTEM

14. The City and Township hereby consent to the assignment and transfer of all the assets, agreements, franchises and rights of the Stormont Electric Light & Power Co. Ltd. to the Cornwall Street Railway, Light & Power Co., Ltd.

15. Subject to the agreements, obligations, terms and conditions hereinafter contained, the City and the Township hereby grant to the Company the right to supply electrical power or energy to the said City and Township and to the inhabitants thereof for the term of ten years, from and after the 1st day of July, 1949.

16. The Company shall have the right to use the streets, highways and other public places in the City and Township for the transmission and distribution of electricity.

17. The Company agrees to supply lamps of not less than one hundred candle power for lighting the streets of the City and the Township, the lamps to be located where lamps are now located in the City and Township and to the number now in use or in such places for greater efficiency the City or Township may direct them to be placed.

18. The City and Township are to pay the Company for the one hundred candle power lamps the sum of \$9.00 each and for any additional lamps that may hereafter be placed during the term of said contract the sum of \$9.00 each in each and every year during the ten years payable in monthly instalments; for lamps of greater capacity the City and Township are to pay the Company for two hundred and fifty candle-power lamps the sum of \$15.00 each, for four hundred candle-power lamps the sum of \$21.00 each and for six hundred candle-power lamps the sum of \$27.00 each in each and every year during the said term of ten years payable in monthly instalments. Additional lamps of the above ratings shall be installed by the Company upon receiving notice in writing from the Clerk of the City or Township pursuant to resolution of Council and at the prices above stated.

19. During the term of this agreement, street lamps are to be kept burning from sunset to sunrise every night. The Company will keep the said street lamps renewed, clean and in proper repair and shall keep the wires and other devices leading to the lamps in proper repair and condition, and care shall be taken by the Company at all times to see that all necessary precautions are taken so as not to cause loss of light or damage to persons or property from live wires or other causes.

20. Any police officer of the City or Township on printed forms to be supplied by the Company may require the replacement of any street lamp burned out or whose efficiency is impaired below the contract requirements, and the Company shall, if such complaint is justified under this agreement, forthwith replace the same.

21. Changes of location of lamps must be made by the Company at a reasonable time after the receipt of notice from the City or Township. The actual cost only of the labour and materials in making this change shall be charged to the City or Township.

22. The Company shall furnish electricity to consumers within the limits of the City and the urban area of the Township surrounding the City during the term of this agreement at the following rates:

DOMESTIC SERVICE—COMPOSITE RATE

Three cents (3c) per kilowatt hour for the first sixty kilowatt hours per month plus one cent (1c) for all additional kilowatt hours per month, the gross bill to be subject to a discount of 10% for payment

within fifteen days from mailing or delivery of the account by the Company to the customer. The minimum bill shall be fifty cents (50c) per month.

COMMERCIAL SERVICE—COMPOSITE RATE

Three cents (3c) per kilowatt hour for the first one hundred hours use per month of the connected load, plus one cent (1c) per kilowatt hour for all additional consumption per month, the gross bill to be subject to a discount of 10% for payment within fifteen days from mailing or delivery of the account by the Company to the customer. The minimum bill shall be fifty cents (50c) net per month.

RURAL RATES

The Company shall furnish electricity to consumers outside of the said limits during the term of this agreement at the following rates:

Block Meter—

4½c per K.W.H. for the first 50 K.W.H. per month.

3c per K.W.H. for the second 50 K.W.H. per month.

1½c per K.W.H. for the excess over 100 K.W.H. per month.

Minimum charge \$1.00 net per month.

Prompt Payment Discount (Rural)—10% for cash within 15 days of date of mailing or delivery of bill.

23. In the event of material changes downwards or upwards taking place in the cost to the Company of providing electrical power as provided for by this agreement, adjustments of the rates hereinbefore provided for may be made by agreement between the City, the Township and the Company. In the event that the parties hereto cannot agree, the matter in dispute shall be settled as in paragraph 32 hereof provided.

24. The Company shall provide, free of charge, meters for measuring electric current consumed by each private consumer. No account for electric current consumed shall be less than fifty cents for each month except to rural customers and in the event of the electric current consumed according to the meter reading amounting, at the rates fixed by this agreement, to less than the said sum of fifty cents for any one month, except to rural customers, the Company shall be entitled to charge each month a minimum account of fifty cents, except to rural customers, for such electric current notwithstanding such meter reading. Nothing in this agreement contained shall be held to prevent the Company from rendering accounts to customers upon a bi-monthly basis.

25. The Company shall provide during the term of this contract a continuous twenty-four hour daily service on its electric light and power system for private consumers.

26. In case of fire, the Company, within a reasonable time after a call has been given to an official of the Company, shall have a man on the scene who will cut or remove such line or wires as may interfere with the work of the fire department. In case the Company's employee is not at the scene of the fire within a reasonable time after the call has been given, the fire department may remove or cut the wires at its own risk and it shall be the duty of the Company as soon as possible thereafter to render such wires and lines harmless and to restore them at once after the exigencies which caused the removal have ceased to exist, without expense to the City or Township, provided that no rebate shall be deducted for any such street lights as may be extinguished by such contingencies.

27. The Company shall not be required to serve any area now being served with electricity by some other company.

GENERAL PROVISIONS

28. The City and Township will each enact by their respective councils a by-law approving this agreement, which by-law shall be submitted for the assent of the Municipal electors of their respective municipalities qualified to vote thereon (subject to the provisions of Sec. 69 of *The Ontario Municipal Board Act*, R.S.O. 1937, Chap. 60). If the said by-laws receive the assent of the electors (subject to the provisions of said Sec. 69 of *The Ontario Municipal Board Act*), the City and the Township will join with the Company in applying to the Legislature for legislation confirming and ratifying this agreement and the said by-laws and declaring the same to be valid and binding on the Company and the City and the Township. All expenses of taking such vote and of procuring such legislation are to be paid and borne by the Company.

29. If at any time the City and Township desire to purchase all the assets and business of the Company, the Company will sell all of its assets and business to the City and Township or their nominee, at a price to be agreed upon by the parties hereto, or to be determined as provided by paragraph 32, having regard in either case to the physical value of the said assets and business as a going concern. Provided, however, that when any matter under this paragraph is referred to arbitration, an appeal shall lie from the award as provided by *The Arbitration Act*, R.S.O. 1937, Chap. 109.

30. The Company shall have the privilege of cutting or trimming any trees on the streets of the City or Township which interfere with the construction or maintenance of its lines or with the operation of its service, subject to the approval of the Engineer or Superintendent of the respective Municipalities.

31. If the Company is prevented from performing its obligations under this agreement by fire, flood, earthquake, strike, riot, Act of God, or other circumstances beyond its control, the Company shall be entitled to a reasonable time to restore service. In event of dispute, it shall be settled as provided in paragraph 32.

32. All matters of difference in relation to this agreement shall be referred to the arbitration of a single arbitrator, if the parties agree upon one, otherwise to three arbitrators, one to be appointed by the parties of the first and second parts, one by the party of the third part, and a third to be chosen by the two arbitrators first named before they enter upon the business of the arbitration, or, failing this agreement, to be appointed by a judge of the Supreme Court of Ontario, and the award and determination of such arbitrator or arbitrators or any two of such three arbitrators shall be binding upon the parties hereto and their respective successors and assigns. All costs of the arbitration shall be borne between the parties hereto in equal shares, one-half of the costs to be paid by the parties of the first and second part and one-half the costs to be paid by the Company.

33. The Company agrees that it will indemnify and save harmless the City and Township from any and all claims, demands, and causes of action, together with costs thereof, which may arise as the result of any negligent act of omission or commission of the Company's employees, agents or workmen while actively engaged in the operation of the Company. The City and Township agree that upon receipt of notice of any claim, demand or cause of action arising from any act of omission or commission of the Company's employees, agents, or workmen while actively engaged in the operation of the Company, each of them will advise the Company in writing of the receipt of such notice and will permit the Company, in the name of the City and Township or either of them, to defend any action brought pursuant to such notice. The City and Township agree that they will not pay or settle or agree to pay or settle any of the said claims, demands or causes of action without the express written consent of the Company.

IN WITNESS WHEREOF the parties have hereunto fixed their corporate seals by the hands of their duly qualified officers.

SIGNED, SEALED AND DELIVERED:

D. ROBERTSON

B. PALMER

C. I. BACON

THE CORPORATION OF THE CITY
OF CORNWALL

LLOYD D. GALLINGER

F. B. BROWNRIDGE

THE CORPORATION OF THE TOWN-
SHIP OF CORNWALL

J. E. U. ROULEAU

V. A. McDONALD

CORNWALL STREET RAILWAY
LIGHT & POWER Co., LTD.

H. P. THORNHILL,
President

E. R. ALEXANDER,
Secretary-Treasurer.

BILL

An Act respecting the Cornwall Street
Railway, Light & Power Company,
Limited.

1st Reading

2nd Reading

3rd Reading

MR. McDONALD

(Private Bill)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

**An Act respecting the Cornwall Street Railway, Light & Power
Company, Limited.**

MR. McDONALD

(Reprinted as amended by the Committee on Private Bills.)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

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BILL

An Act respecting the Cornwall Street Railway, Light & Power Company, Limited.

WHEREAS the Cornwall Street Railway, Light & Power Company, Limited by its petition has represented that it is desirable to have confirmed by-law number 135-1948 of the Corporation of the City of Cornwall, by-law number 1582-1948 of the Corporation of the Township of Cornwall and the Agreement attached to each of the said by-laws dated the fifteenth day of March, 1948, for the purpose of granting a franchise for a period of ten years from the 1st day of January, 1949, to the Cornwall Street Railway, Light & Power Company, Limited; and whereas it is expedient to grant the prayer of the said petition; Preamble.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law number 135-1948 of the Corporation of the City of Cornwall, passed by the council thereof on the 3rd day of May, 1948, being a by-law to grant a franchise to the Cornwall Street Railway, Light & Power Company, Limited, set forth as Schedule A hereto, is hereby confirmed and declared to be valid and binding upon the said Corporation and the ratepayers thereof and upon the said Company and upon any other person or persons affected thereby. By-law
135-1948,
validated.

2. By-law number 1582-1948 of the Corporation of the Township of Cornwall, passed by the council thereof on the 3rd day of May, 1948, being a by-law to grant a franchise to the Cornwall Street Railway, Light & Power Company, Limited, set forth as Schedule B hereto, is hereby confirmed and declared to be valid and binding upon the said Corporation and the ratepayers thereof and upon the said Company and upon any other person or persons affected thereby. By-law
1582-1948,
validated.

3. The agreement dated the 15th day of March, 1948, between the Corporation of the City of Cornwall, the Corporation of the Township of Cornwall and the Cornwall Street Railway, Light & Power Company, Limited, attached to each Agreement
validated.

of the said by-laws and set forth as Schedule C hereto, is hereby confirmed and declared to be valid and binding upon the Corporation of the City of Cornwall and the ratepayers thereof, upon the Corporation of the Township of Cornwall and the ratepayers thereof, upon the said Company and upon any other person or persons affected thereby.

Department
of Highways,
powers not
affected.
Rev. Stat.,
c. 289.

4. Nothing in the said by-laws and the said agreement shall be construed as affecting the powers conferred on the Department of Highways by *The Public Vehicle Act*.

Short title.

5. This Act may be cited as *The Cornwall Street Railway, Light & Power Company, Limited Act, 1949*.

SCHEDULE A

BY-LAW No. 135-1948

of the

CORPORATION OF THE CITY OF CORNWALL

A By-law to grant a franchise to the Cornwall Street Railway, Light and Power Company, Limited.

WHEREAS the Cornwall Street Railway, Light and Power Company, Limited was granted a franchise by the Corporation of the City of Cornwall in the year 1940 for a period of ten years to operate a street railway and also to supply the inhabitants of the City of Cornwall with electricity;

AND WHEREAS the franchise for the operation of the street railway and the supply of electricity expires on the first day of July, 1941;

AND WHEREAS the Stormont Electric Light and Power Company Limited has agreed to sell its assets to the Street Railway, Light and Power Company, Limited;

AND WHEREAS the Cornwall Street Railway, Light and Power Company, Limited has applied to the Corporation of the City of Cornwall for a franchise for a period of ten years from and after July 1st, 1949, to operate a transportation system in the City of Cornwall and to supply electricity to the Corporation of the City of Cornwall and to the inhabitants thereof.

BE IT THEREFORE ENACTED a By-law of the Corporation of the City of Cornwall as follows:

1. Subject to the agreements, obligations, terms and conditions contained in an Agreement between the Corporation of the Township of Cornwall, the Corporation of the City of Cornwall and the Cornwall Street Railway, Light and Power Company, Limited dated the fifteenth day of March, 1948 which Agreement is attached hereto as Schedule 1 to this By-law, the Corporation of the City of Cornwall grants to Cornwall Street Railway, Light and Power Company, Limited an exclusive transportation franchise for passenger and freight switching service within the City of Cornwall and the right to supply electrical power or energy to the said City of Cornwall and to the inhabitants thereof, for the term of ten years, from and after the First day of July, 1949.

2. The Mayor and the Clerk are hereby authorized to execute the said Agreement on behalf of the Corporation of the City of Cornwall.

Read a first and second time in open Council this 16th day of March, 1948.

LLOYD D. GALLINGER,
Mayor.

F. B. BROWNRIDGE,
Clerk.

PASSED, SIGNED AND SEALED this 3rd day of May, 1948.

LLOYD D. GALLINGER,
Mayor.

F. B. BROWNRIDGE,
Clerk.

SCHEDULE B

BY-LAW No. 1582-1948

of the

THE CORPORATION OF THE TOWNSHIP OF CORNWALL

A By-law to grant a franchise to the Cornwall Street Railway, Light and Power Company, Limited.

WHEREAS the Cornwall Street Railway, Light and Power Company, Limited was granted a franchise by the Corporation of the Township of Cornwall in the year 1926 for a period of twenty-five years to operate a street railway in the Township of Cornwall;

AND WHEREAS the Corporation of the Township of Cornwall granted a franchise to the Stormont Electric Light and Power Company Limited to supply electricity to the inhabitants of the Township of Cornwall and which franchise has now expired;

AND WHEREAS the Stormont Electric Light and Power Company Limited has agreed to sell its assets to the Cornwall Street Railway, Light and Power Company, Limited;

AND WHEREAS the Cornwall Street Railway, Light and Power Company, Limited has applied to the Corporation of the Township of Cornwall for a franchise for a period of ten years from and after July 1st, 1949, to operate a transportation system in the Township of Cornwall and to supply electricity to the Corporation of the Township of Cornwall and to the inhabitants thereof;

BE IT THEREFORE ENACTED a By-law of the Corporation of the Township of Cornwall as follows:

1. Subject to the agreements, obligations, terms and conditions contained in an Agreement between the Corporation of the Township of Cornwall, the Corporation of the City of Cornwall and the Cornwall Street Railway, Light and Power Company, Limited dated the Fifteenth day of March, 1948, which Agreement is attached thereto as Schedule 1 to this By-law, the Corporation of the Township of Cornwall grants to the Cornwall Street Railway, Light and Power Company, Limited an exclusive transportation franchise for passenger and freight switching service within the urban area of the said Township of Cornwall surrounding the City of Cornwall, and the right to supply electrical power or energy to the said Township of Cornwall and to the inhabitants thereof, for the term of ten years, from and after the First day of July, 1949.

2. The Reeve and the Clerk are hereby authorized to execute the said Agreement on behalf of the Corporation of the Township of Cornwall.

Read a first and second time in open Council this 15th day of March, 1948.

A. MARLEAU,
Acting Reeve.

V. A. McDONALD,
Clerk.

PASSED, SIGNED AND SEALED this 3rd day of May, 1948.

J. E. U. ROULEAU,
Reeve.

(Seal)

V. A. McDONALD,
Clerk.

SCHEDULE C

THIS AGREEMENT made in triplicate on the 15th day of March, 1948.

BETWEEN:

THE CORPORATION OF THE CITY OF CORNWALL, herein-
after called "The City",

OF THE FIRST PART,

THE CORPORATION OF THE TOWNSHIP OF CORNWALL,
hereinafter called "The Township",

OF THE SECOND PART,

CORNWALL STREET RAILWAY, LIGHT AND POWER COM-
PANY, LIMITED, hereinafter called "The Company",

OF THE THIRD PART.

WHEREAS the Company, incorporated by Letters Patent in the Province of Ontario in 1902, has operated a Street Railway in the City and Township since its incorporation;

AND WHEREAS by City By-law No. 19 for the year 1940, the franchise of the Company was renewed for a term of ten years, expiring the 1st day of July, 1951.

AND WHEREAS by By-law No. 1113 of the Township for the year 1926, the franchise of the Company was extended for a period of twenty-five years and expires in 1951;

AND WHEREAS the Stormont Electric Light & Power Co. Ltd., by agreement with the City dated the 8th day of July, 1940, is supplying the City with electricity and by the said agreement its franchise expires on the 1st day of July, 1951;

AND WHEREAS the said Stormont Electric Light & Power Co. Ltd. is supplying a portion of the Township of Cornwall with electricity and its franchise in the Township has expired;

AND WHEREAS the said Stormont Electric Light & Power Co. Ltd. has agreed to sell its assets to the Company and to assign all its rights, including the said franchise, to the Company;

AND WHEREAS the Company has considered it expedient to purchase trolley coaches to replace its street cars at a cost of approximately \$500,000.00 in order to operate an efficient passenger transportation system in the said City and Township;

AND WHEREAS the Company, before making capital expenditures for the purchase of such equipment, has applied to the City and Township for a new franchise.

NOW THIS AGREEMENT WITNESSETH that, in consideration of the premises, the City and the Township, their successors and assigns, and the Company and its successors and assigns, covenant, contract, and agree each with the other as follows:

[TRANSPORTATION SYSTEM

1. Subject to the agreements, obligations, terms and conditions hereinafter contained, the Corporation of the City of Cornwall hereby grants to the Company an exclusive transportation franchise for passenger and freight switching service within the limits of the said City for the term of ten years from and after the 1st day of July, 1949.

2. Subject to the agreements, obligations, terms and conditions hereinafter contained, the Corporation of the Township of Cornwall hereby

grants to the Company an exclusive transportation franchise for passenger and freight switching service within the urban area of the said Township surrounding the City for the term of ten years, from the 1st day of July, 1949.

3. During the said term of ten years, the Company shall maintain and operate a fleet of not less than twelve trolley coaches and other vehicles as may be necessary on routes now in operation and on such routes or altered routes as may be agreed upon from time to time between the parties. The Company shall immediately purchase trolley coaches of the latest design and type which shall contain all modern improvements for the convenience and comfort of passengers, including lighting and heating. All buses and coaches used or operated by the Company shall be kept at all times in good and sufficient state of repair, shall be kept clean inside and out, and shall be lighted and heated at such hours and for such periods of the year as may be necessary for the comfort and convenience of passengers.

4. The Company will, within six months after the 1st day of July, 1949, cease to operate any and all street cars within the said City and Township. The Company will either cover abandoned street railway tracks with asphalt pavement to a width of eight feet, or remove such abandoned track. On those streets where motor vehicles travel over the street railway tracks, the Company will level the street with pavement to a width of eight feet where street railway tracks have been removed. Where tracks are removed from an area not now paved, the Company shall not be under any obligations to pave but only to level the ground. Where abandoned street railway tracks have been covered with pavement, the abandoned track shall be the property of the Municipality in which the tracks are located, and the City or Township will relieve the Company from all liability in connection therewith.

5. This agreement shall not apply to the operation of motor buses or other passenger vehicles running between any points within the limits of the City and the urban area of the Township surrounding the City, and cities, towns or villages outside the said limits so long as such motor buses or other passenger vehicles do not convey passengers between points within the said limits. It shall not apply to taxi cabs duly licensed by the City or Township.

6. The Company may charge and collect from every person entering any of its coaches or buses for a continuous journey of any distance on its system a cash fare of seven cents if a passenger has the exact change and ten cents cash fare if the passenger has no change; a child shall pay five cents cash; children under five years of age, accompanied by a parent or other person having them in charge may travel free. The Company shall also sell tickets good for children only at the price of twenty-five cents for eight tickets; and shall sell adult tickets at the price of twenty-five cents for four tickets; and each of such tickets shall entitle the holder to one continuous journey on the coaches or buses as aforesaid. No person except employees in the service of the Company shall be entitled to travel free upon any of the coaches or buses of the Company. "Child" shall mean any one five to twelve years of age inclusive, and school children. Any one wishing to transfer from one vehicle to another shall be entitled to a non-transferable transfer free. Between the hours of 12.00 midnight and 5.00 a.m. the fare for all passengers shall be ten cents cash.

7. In the event of the Company failing for the space of six continuous months to maintain and operate its transportation system in substantial conformity with the provisions of this agreement, the City or the Township respectively by resolution thereon, may declare that all the privileges and rights to operate its transportation system which the Company has acquired therein by this agreement, are at an end and such privileges and rights shall thereupon cease and be at an end accordingly.

8. In the event of material changes, downwards or upwards, taking place in the cost to the Company of providing transportation services as provided for by this Agreement, adjustments of the fares hereinbefore provided for may be made by agreement between the City, the Township

and the Company. In the event that the parties hereto cannot agree, the matter in dispute shall be settled as in paragraph 32 hereof provided.

9. The Company shall have the privilege of placing poles necessary to support its overhead equipment thereon along the streets, squares, alleys and public places of the City and Township wherever necessary, subject to the approval of the Engineer or Superintendent of the respective municipalities.

10. The Company shall have the right of constructing and maintaining tracks on such streets of the City and Township as may be necessary for the efficient operation of its freight services, subject to the approval of the respective councils. It will not unnecessarily hinder or obstruct ordinary travel upon the streets and the Company shall enjoy all reasonable facilities for construction and maintenance work. The Company will maintain the roadway between the rails and at least one foot, six inches from the outside of each rail, and will keep this portion of the roadway in good repair. The Company shall not be under any obligation to pave roadways as hereinbefore provided except those now being used for vehicular traffic; provided that if the City or Township construct, repair or resurface a street on which the Company has tracks, the Company will construct, repair or resurface that portion of roadway as herein set out to make it conform to the roadbed of the streets through which the lines pass, making it at least equal in permanence and durability to the adjoining roadbed. Should the Company neglect to keep the track or the roadway or crossings between and on each side of the rails in good condition, or have the necessary repairs made therein, the City or Township engineer or other proper officer may give notice thereof requiring such repairs to be made forthwith and if not made within a reasonable time, the said Engineer or other officer as aforesaid may cause the repairs to be made and the amount so expended may be recovered from the Company in any court of competent jurisdiction.

11. On those portions of the streets where the Company is using railway tracks, it shall be the duty of the Company, during the season of snow and ice, to level all such accumulations as may be removed from its tracks in such manner as not to unduly impede or hinder traffic. Except as aforesaid, the Company shall not be under any obligation to move or remove snow and ice from the streets. The City and Township agree to keep their streets clear of snow and ice so that the Company can operate its coaches and buses without difficulty and in an efficient manner. The City and Township agree to pave and keep in good repair all streets on which trolley coach or bus service is maintained. The pavement will be of a width and the corners sufficiently rounded to permit the free operation of coaches and buses. The Company shall have the privilege, but shall be under no obligation, to sand the roadway and operate snow-ploughs when the Company considers it necessary to do so, without charge to the respective municipalities.

12. Service shall be maintained by the Company of such streets and at such times as may be decided upon from time to time by the Company, and approved by the City and Township. All matters in dispute shall be settled as hereinafter provided by clause 32.

13. The City and Township reserve the right to dig or excavate in or upon any street on which railway tracks are constructed or on which trolley coach lines have been established for the purpose of laying down, examining, replacing or repairing any wire, or water, gas or sewer pipe or pipes or making or shutting off any connection therewith or for the purpose of making any other public improvements or doing any other public work. And the Company shall not have any recourse against the City or Township for damages or otherwise because of any detention or obstruction to the travel upon the said transportation lines arising therefrom. Such digging, excavating or opening of any such streets for the purpose aforesaid shall be done by the City or Township with all necessary dispatch so that no unnecessary detention or obstruction to travel upon the said transportation lines shall arise therefrom. Provided, however, that the City or Township shall in every such case give the Company reasonable notice of such work so that the Company can

construct and use proper bridges for the operation of its vehicles. In the event of fire or other obstruction in the street, the City and Township agree to co-operate with the Company by giving immediate notice thereof so that bridges can be constructed and used to enable the Company to operate its service without cost to the municipalities.

ELECTRICAL SYSTEM

14. The City and Township hereby consent to the assignment and transfer of all the assets, agreements, franchises and rights of the Stormont Electric Light & Power Co. Ltd. to the Cornwall Street Railway, Light & Power Co., Ltd.

15. Subject to the agreements, obligations, terms and conditions hereinafter contained, the City and the Township hereby grant to the Company the right to supply electrical power or energy to the said City and Township and to the inhabitants thereof for the term of ten years, from and after the 1st day of July, 1949.

16. The Company shall have the right to use the streets, highways and other public places in the City and Township for the transmission and distribution of electricity.

17. The Company agrees to supply lamps of not less than one hundred candle power for lighting the streets of the City and the Township, the lamps to be located where lamps are now located in the City and Township and to the number now in use or in such places for greater efficiency the City or Township may direct them to be placed.

18. The City and Township are to pay the Company for the one hundred candle power lamps the sum of \$9.00 each and for any additional lamps that may hereafter be placed during the term of said contract the sum of \$9.00 each in each and every year during the ten years payable in monthly instalments; for lamps of greater capacity the City and Township are to pay the Company for two hundred and fifty candle-power lamps the sum of \$15.00 each, for four hundred candle-power lamps the sum of \$21.00 each and for six hundred candle-power lamps the sum of \$27.00 each in each and every year during the said term of ten years payable in monthly instalments. Additional lamps of the above ratings shall be installed by the Company upon receiving notice in writing from the Clerk of the City or Township pursuant to resolution of Council and at the prices above stated.

19. During the term of this agreement, street lamps are to be kept burning from sunset to sunrise every night. The Company will keep the said street lamps renewed, clean and in proper repair and shall keep the wires and other devices leading to the lamps in proper repair and condition, and care shall be taken by the Company at all times to see that all necessary precautions are taken so as not to cause loss of light or damage to persons or property from live wires or other causes.

20. Any police officer of the City or Township on printed forms to be supplied by the Company may require the replacement of any street lamp burned out or whose efficiency is impaired below the contract requirements, and the Company shall, if such complaint is justified under this agreement, forthwith replace the same.

21. Changes of location of lamps must be made by the Company at a reasonable time after the receipt of notice from the City or Township. The actual cost only of the labour and materials in making this change shall be charged to the City or Township.

22. The Company shall furnish electricity to consumers within the limits of the City and the urban area of the Township surrounding the City during the term of this agreement at the following rates:

DOMESTIC SERVICE—COMPOSITE RATE

Three cents (3c) per kilowatt hour for the first sixty kilowatt hours per month plus one cent (1c) for all additional kilowatt hours per month, the gross bill to be subject to a discount of 10% for payment

within fifteen days from mailing or delivery of the account by the Company to the customer. The minimum bill shall be fifty cents (50c) per month.

COMMERCIAL SERVICE—COMPOSITE RATE

Three cents (3c) per kilowatt hour for the first one hundred hours use per month of the connected load, plus one cent (1c) per kilowatt hour for all additional consumption per month, the gross bill to be subject to a discount of 10% for payment within fifteen days from mailing or delivery of the account by the Company to the customer. The minimum bill shall be fifty cents (50c) net per month.

RURAL RATES

The Company shall furnish electricity to consumers outside of the said limits during the term of this agreement at the following rates:

Block Meter—

- 4½c per K.W.H. for the first 50 K.W.H. per month.
- 3c per K.W.H. for the second 50 K.W.H. per month.
- 1½c per K.W.H. for the excess over 100 K.W.H. per month.

Minimum charge \$1.00 net per month.

Prompt Payment Discount (Rural)—10% for cash within 15 days of date of mailing or delivery of bill.

23. In the event of material changes downwards or upwards taking place in the cost to the Company of providing electrical power as provided for by this agreement, adjustments of the rates hereinbefore provided for may be made by agreement between the City, the Township and the Company. In the event that the parties hereto cannot agree, the matter in dispute shall be settled as in paragraph 32 hereof provided.

24. The Company shall provide, free of charge, meters for measuring electric current consumed by each private consumer. No account for electric current consumed shall be less than fifty cents for each month except to rural customers and in the event of the electric current consumed according to the meter reading amounting, at the rates fixed by this agreement, to less than the said sum of fifty cents for any one month, except to rural customers, the Company shall be entitled to charge each month a minimum account of fifty cents, except to rural customers, for such electric current notwithstanding such meter reading. Nothing in this agreement contained shall be held to prevent the Company from rendering accounts to customers upon a bi-monthly basis.

25. The Company shall provide during the term of this contract a continuous twenty-four hour daily service on its electric light and power system for private consumers.

26. In case of fire, the Company, within a reasonable time after a call has been given to an official of the Company, shall have a man on the scene who will cut or remove such line or wires as may interfere with the work of the fire department. In case the Company's employee is not at the scene of the fire within a reasonable time after the call has been given, the fire department may remove or cut the wires at its own risk and it shall be the duty of the Company as soon as possible thereafter to render such wires and lines harmless and to restore them at once after the exigencies which caused the removal have ceased to exist, without expense to the City or Township, provided that no rebate shall be deducted for any such street lights as may be extinguished by such contingencies.

27. The Company shall not be required to serve any area now being served with electricity by some other company.

GENERAL PROVISIONS

28. The City and Township will each enact by their respective councils a by-law approving this agreement, which by-law shall be submitted for the assent of the Municipal electors of their respective municipalities qualified to vote thereon (subject to the provisions of Sec. 69 of *The Ontario Municipal Board Act*, R.S.O. 1937, Chap. 60). If the said by-laws receive the assent of the electors (subject to the provisions of said Sec. 69 of *The Ontario Municipal Board Act*), the City and the Township will join with the Company in applying to the Legislature for legislation confirming and ratifying this agreement and the said by-laws and declaring the same to be valid and binding on the Company and the City and the Township. All expenses of taking such vote and of procuring such legislation are to be paid and borne by the Company.

29. If at any time the City and Township desire to purchase all the assets and business of the Company, the Company will sell all of its assets and business to the City and Township or their nominee, at a price to be agreed upon by the parties hereto, or to be determined as provided by paragraph 32, having regard in either case to the physical value of the said assets and business as a going concern. Provided, however, that when any matter under this paragraph is referred to arbitration, an appeal shall lie from the award as provided by *The Arbitration Act*, R.S.O. 1937, Chap. 109.

30. The Company shall have the privilege of cutting or trimming any trees on the streets of the City or Township which interfere with the construction or maintenance of its lines or with the operation of its service, subject to the approval of the Engineer or Superintendent of the respective Municipalities.

31. If the Company is prevented from performing its obligations under this agreement by fire, flood, earthquake, strike, riot, Act of God, or other circumstances beyond its control, the Company shall be entitled to a reasonable time to restore service. In event of dispute, it shall be settled as provided in paragraph 32.

32. All matters of difference in relation to this agreement shall be referred to the arbitration of a single arbitrator, if the parties agree upon one, otherwise to three arbitrators, one to be appointed by the parties of the first and second parts, one by the party of the third part, and a third to be chosen by the two arbitrators first named before they enter upon the business of the arbitration, or, failing this agreement, to be appointed by a judge of the Supreme Court of Ontario, and the award and determination of such arbitrator or arbitrators or any two of such three arbitrators shall be binding upon the parties hereto and their respective successors and assigns. All costs of the arbitration shall be borne between the parties hereto in equal shares, one-half of the costs to be paid by the parties of the first and second part and one-half the costs to be paid by the Company.

33. The Company agrees that it will indemnify and save harmless the City and Township from any and all claims, demands, and causes of action, together with costs thereof, which may arise as the result of any negligent act of omission or commission of the Company's employees, agents or workmen while actively engaged in the operation of the Company. The City and Township agree that upon receipt of notice of any claim, demand or cause of action arising from any act of omission or commission of the Company's employees, agents, or workmen while actively engaged in the operation of the Company, each of them will advise the Company in writing of the receipt of such notice and will permit the Company, in the name of the City and Township or either of them, to defend any action brought pursuant to such notice. The City and Township agree that they will not pay or settle or agree to pay or settle any of the said claims, demands or causes of action without the express written consent of the Company.

IN WITNESS WHEREOF the parties have hereunto fixed their corporate seals by the hands of their duly qualified officers.

SIGNED, SEALED AND DELIVERED:

D. ROBERTSON

B. PALMER

C. I. BACON

THE CORPORATION OF THE CITY
OF CORNWALL

LLOYD D. GALLINGER

F. B. BROWNRIDGE

THE CORPORATION OF THE TOWN-
SHIP OF CORNWALL

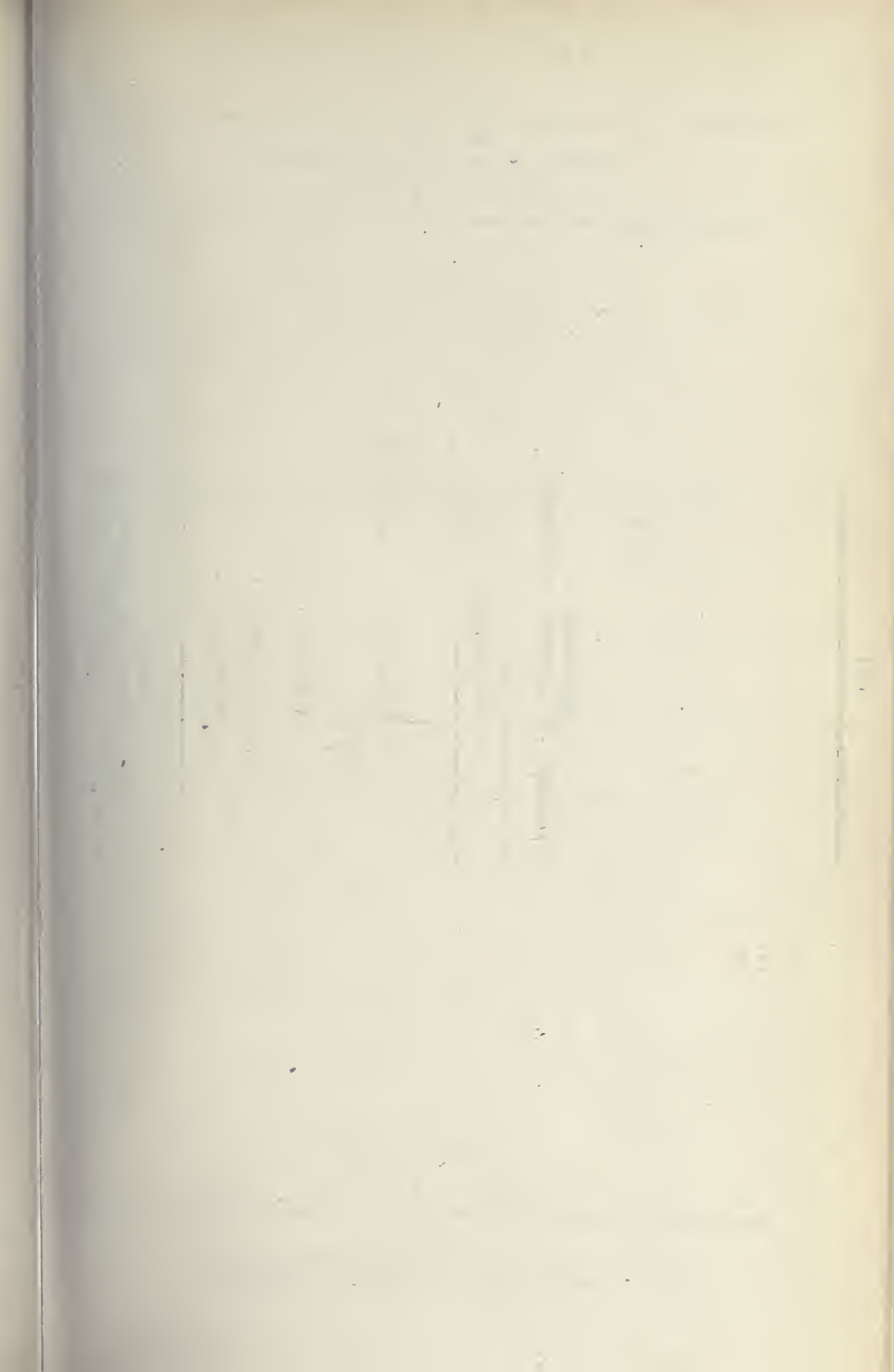
J. E. U. ROULEAU

V. A. McDONALD

CORNWALL STREET RAILWAY
LIGHT & POWER CO., LTD.

H. P. THORNHILL,
President

E. R. ALEXANDER,
Secretary-Treasurer.



BILL

An Act respecting the Cornwall Street
Railway, Light & Power Company,
Limited.

1st Reading

February 24th, 1949

2nd Reading

3rd Reading

MR. McDONALD

(Reprinted as amended by the Committee on
Private Bills.)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

**An Act respecting the Cornwall Street Railway, Light & Power
Company, Limited.**

MR. McDONALD

BILL

An Act respecting the Cornwall Street Railway, Light & Power Company, Limited.

WHEREAS the Cornwall Street Railway, Light & Power Preamble.
Company, Limited by its petition has represented that it is desirable to have confirmed by-law number 135-1948 of the Corporation of the City of Cornwall, by-law number 1582-1948 of the Corporation of the Township of Cornwall and the Agreement attached to each of the said by-laws dated the fifteenth day of March, 1948, for the purpose of granting a franchise for a period of ten years from the 1st day of January, 1949, to the Cornwall Street Railway, Light & Power Company, Limited; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law number 135-1948 of the Corporation of the City of Cornwall, passed by the council thereof on the 3rd day of May, 1948, being a by-law to grant a franchise to the Cornwall Street Railway, Light & Power Company, Limited, set forth as Schedule A hereto, is hereby confirmed and declared to be valid and binding upon the said Corporation and the ratepayers thereof and upon the said Company and upon any other person or persons affected thereby. By-law 135-1948, validated.

2. By-law number 1582-1948 of the Corporation of the Township of Cornwall, passed by the council thereof on the 3rd day of May, 1948, being a by-law to grant a franchise to the Cornwall Street Railway, Light & Power Company, Limited, set forth as Schedule B hereto, is hereby confirmed and declared to be valid and binding upon the said Corporation and the ratepayers thereof and upon the said Company and upon any other person or persons affected thereby. By-law 1582-1948, validated.

3. The agreement dated the 15th day of March, 1948, between the Corporation of the City of Cornwall, the Corporation of the Township of Cornwall and the Cornwall Street Railway, Light & Power Company, Limited, attached to each Agreement validated.

of the said by-laws and set forth as Schedule C hereto, is hereby confirmed and declared to be valid and binding upon the Corporation of the City of Cornwall and the ratepayers thereof, upon the Corporation of the Township of Cornwall and the ratepayers thereof, upon the said Company and upon any other person or persons affected thereby.

Department
of Highways,
powers not
affected.
Rev. Stat.,
c. 289.

4. Nothing in the said by-laws and the said agreement shall be construed as affecting the powers conferred on the Department of Highways by *The Public Vehicle Act*.

Short title.

5. This Act may be cited as *The Cornwall Street Railway, Light & Power Company, Limited Act, 1949*.

SCHEDULE A

BY-LAW No. 135-1948

of the

CORPORATION OF THE CITY OF CORNWALL

A By-law to grant a franchise to the Cornwall Street Railway, Light and Power Company, Limited.

WHEREAS the Cornwall Street Railway, Light and Power Company, Limited was granted a franchise by the Corporation of the City of Cornwall in the year 1940 for a period of ten years to operate a street railway and also to supply the inhabitants of the City of Cornwall with electricity;

AND WHEREAS the franchise for the operation of the street railway and the supply of electricity expires on the first day of July, 1941;

AND WHEREAS the Stormont Electric Light and Power Company Limited has agreed to sell its assets to the Street Railway, Light and Power Company, Limited;

AND WHEREAS the Cornwall Street Railway, Light and Power Company, Limited has applied to the Corporation of the City of Cornwall for a franchise for a period of ten years from and after July 1st, 1949, to operate a transportation system in the City of Cornwall and to supply electricity to the Corporation of the City of Cornwall and to the inhabitants thereof.

BE IT THEREFORE ENACTED a By-law of the Corporation of the City of Cornwall as follows:

1. Subject to the agreements, obligations, terms and conditions contained in an Agreement between the Corporation of the Township of Cornwall, the Corporation of the City of Cornwall and the Cornwall Street Railway, Light and Power Company, Limited dated the fifteenth day of March, 1948 which Agreement is attached hereto as Schedule 1 to this By-law, the Corporation of the City of Cornwall grants to Cornwall Street Railway, Light and Power Company, Limited an exclusive transportation franchise for passenger and freight switching service within the City of Cornwall and the right to supply electrical power or energy to the said City of Cornwall and to the inhabitants thereof, for the term of ten years, from and after the First day of July, 1949.

2. The Mayor and the Clerk are hereby authorized to execute the said Agreement on behalf of the Corporation of the City of Cornwall.

Read a first and second time in open Council this 16th day of March, 1948.

LLOYD D. GALLINGER,
Mayor.

F. B. BROWNRIDGE,
Clerk.

PASSED, SIGNED AND SEALED this 3rd day of May, 1948.

LLOYD D. GALLINGER,
Mayor.

F. B. BROWNRIDGE,
Clerk.

SCHEDULE B

BY-LAW No. 1582-1948

of the

THE CORPORATION OF THE TOWNSHIP OF CORNWALL

A By-law to grant a franchise to the Cornwall Street Railway, Light and Power Company, Limited.

WHEREAS the Cornwall Street Railway, Light and Power Company, Limited was granted a franchise by the Corporation of the Township of Cornwall in the year 1926 for a period of twenty-five years to operate a street railway in the Township of Cornwall;

AND WHEREAS the Corporation of the Township of Cornwall granted a franchise to the Stormont Electric Light and Power Company Limited to supply electricity to the inhabitants of the Township of Cornwall and which franchise has now expired;

AND WHEREAS the Stormont Electric Light and Power Company Limited has agreed to sell its assets to the Cornwall Street Railway, Light and Power Company, Limited;

AND WHEREAS the Cornwall Street Railway, Light and Power Company, Limited has applied to the Corporation of the Township of Cornwall for a franchise for a period of ten years from and after July 1st, 1949, to operate a transportation system in the Township of Cornwall and to supply electricity to the Corporation of the Township of Cornwall and to the inhabitants thereof;

BE IT THEREFORE ENACTED a By-law of the Corporation of the Township of Cornwall as follows:

1. Subject to the agreements, obligations, terms and conditions contained in an Agreement between the Corporation of the Township of Cornwall, the Corporation of the City of Cornwall and the Cornwall Street Railway, Light and Power Company, Limited dated the Fifteenth day of March, 1948, which Agreement is attached thereto as Schedule 1 to this By-law, the Corporation of the Township of Cornwall grants to the Cornwall Street Railway, Light and Power Company, Limited an exclusive transportation franchise for passenger and freight switching service within the urban area of the said Township of Cornwall surrounding the City of Cornwall, and the right to supply electrical power or energy to the said Township of Cornwall and to the inhabitants thereof, for the term of ten years, from and after the First day of July, 1949.

2. The Reeve and the Clerk are hereby authorized to execute the said Agreement on behalf of the Corporation of the Township of Cornwall.

Read a first and second time in open Council this 15th day of March, 1948.

A. MARLEAU,
Acting Reeve.

V. A. McDONALD,
Clerk.

PASSED, SIGNED AND SEALED this 3rd day of May, 1948.

J. E. U. ROULEAU,
Reeve.

(Seal)

V. A. McDONALD,
Clerk.

SCHEDULE C

THIS AGREEMENT made in triplicate on the 15th day of March, 1948.

BETWEEN:

THE CORPORATION OF THE CITY OF CORNWALL, herein-
after called "The City",

OF THE FIRST PART,

THE CORPORATION OF THE TOWNSHIP OF CORNWALL,
hereinafter called "The Township",

OF THE SECOND PART,

CORNWALL STREET RAILWAY, LIGHT AND POWER COM-
PANY, LIMITED, hereinafter called "The Company",

OF THE THIRD PART.

WHEREAS the Company, incorporated by Letters Patent in the Province of Ontario in 1902, has operated a Street Railway in the City and Township since its incorporation;

AND WHEREAS by City By-law No. 19 for the year 1940, the franchise of the Company was renewed for a term of ten years, expiring the 1st day of July, 1951.

AND WHEREAS by By-law No. 1113 of the Township for the year 1926, the franchise of the Company was extended for a period of twenty-five years and expires in 1951;

AND WHEREAS the Stormont Electric Light & Power Co. Ltd., by agreement with the City dated the 8th day of July, 1940, is supplying the City with electricity and by the said agreement its franchise expires on the 1st day of July, 1951;

AND WHEREAS the said Stormont Electric Light & Power Co. Ltd. is supplying a portion of the Township of Cornwall with electricity and its franchise in the Township has expired;

AND WHEREAS the said Stormont Electric Light & Power Co. Ltd. has agreed to sell its assets to the Company and to assign all its rights, including the said franchise, to the Company;

AND WHEREAS the Company has considered it expedient to purchase trolley coaches to replace its street cars at a cost of approximately \$500,000.00 in order to operate an efficient passenger transportation system in the said City and Township;

AND WHEREAS the Company, before making capital expenditures for the purchase of such equipment, has applied to the City and Township for a new franchise.

NOW THIS AGREEMENT WITNESSETH that, in consideration of the premises, the City and the Township, their successors and assigns, and the Company and its successors and assigns, covenant, contract, and agree each with the other as follows:

TRANSPORTATION SYSTEM

1. Subject to the agreements, obligations, terms and conditions hereinafter contained, the Corporation of the City of Cornwall hereby grants to the Company an exclusive transportation franchise for passenger and freight switching service within the limits of the said City for the term of ten years from and after the 1st day of July, 1949.

2. Subject to the agreements, obligations, terms and conditions hereinafter contained, the Corporation of the Township of Cornwall hereby

grants to the Company an exclusive transportation franchise for passenger and freight switching service within the urban area of the said Township surrounding the City for the term of ten years, from the 1st day of July, 1949.

3. During the said term of ten years, the Company shall maintain and operate a fleet of not less than twelve trolley coaches and other vehicles as may be necessary on routes now in operation and on such routes or altered routes as may be agreed upon from time to time between the parties. The Company shall immediately purchase trolley coaches of the latest design and type which shall contain all modern improvements for the convenience and comfort of passengers, including lighting and heating. All buses and coaches used or operated by the Company shall be kept at all times in good and sufficient state of repair, shall be kept clean inside and out, and shall be lighted and heated at such hours and for such periods of the year as may be necessary for the comfort and convenience of passengers.

4. The Company will, within six months after the 1st day of July, 1949, cease to operate any and all street cars within the said City and Township. The Company will either cover abandoned street railway tracks with asphalt pavement to a width of eight feet, or remove such abandoned track. On those streets where motor vehicles travel over the street railway tracks, the Company will level the street with pavement to a width of eight feet where street railway tracks have been removed. Where tracks are removed from an area not now paved, the Company shall not be under any obligations to pave but only to level the ground. Where abandoned street railway tracks have been covered with pavement, the abandoned track shall be the property of the Municipality in which the tracks are located, and the City or Township will relieve the Company from all liability in connection therewith.

5. This agreement shall not apply to the operation of motor buses or other passenger vehicles running between any points within the limits of the City and the urban area of the Township surrounding the City, and cities, towns or villages outside the said limits so long as such motor buses or other passenger vehicles do not convey passengers between points within the said limits. It shall not apply to taxi cabs duly licensed by the City or Township.

6. The Company may charge and collect from every person entering any of its coaches or buses for a continuous journey of any distance on its system a cash fare of seven cents if a passenger has the exact change and ten cents cash fare if the passenger has no change; a child shall pay five cents cash; children under five years of age, accompanied by a parent or other person having them in charge may travel free. The Company shall also sell tickets good for children only at the price of twenty-five cents for eight tickets; and shall sell adult tickets at the price of twenty-five cents for four tickets; and each of such tickets shall entitle the holder to one continuous journey on the coaches or buses as aforesaid. No person except employees in the service of the Company shall be entitled to travel free upon any of the coaches or buses of the Company. "Child" shall mean any one five to twelve years of age inclusive, and school children. Any one wishing to transfer from one vehicle to another shall be entitled to a non-transferable transfer free. Between the hours of 12.00 midnight and 5.00 a.m. the fare for all passengers shall be ten cents cash.

7. In the event of the Company failing for the space of six continuous months to maintain and operate its transportation system in substantial conformity with the provisions of this agreement, the City or the Township respectively by resolution thereon, may declare that all the privileges and rights to operate its transportation system which the Company has acquired therein by this agreement, are at an end and such privileges and rights shall thereupon cease and be at an end accordingly.

8. In the event of material changes, downwards or upwards, taking place in the cost to the Company of providing transportation services as provided for by this Agreement, adjustments of the fares hereinbefore provided for may be made by agreement between the City, the Township

and the Company. In the event that the parties hereto cannot agree, the matter in dispute shall be settled as in paragraph 32 hereof provided.

9. The Company shall have the privilege of placing poles necessary to support its overhead equipment thereon along the streets, squares, alleys and public places of the City and Township wherever necessary, subject to the approval of the Engineer or Superintendent of the respective municipalities.

10. The Company shall have the right of constructing and maintaining tracks on such streets of the City and Township as may be necessary for the efficient operation of its freight services, subject to the approval of the respective councils. It will not unnecessarily hinder or obstruct ordinary travel upon the streets and the Company shall enjoy all reasonable facilities for construction and maintenance work. The Company will maintain the roadway between the rails and at least one foot, six inches from the outside of each rail, and will keep this portion of the roadway in good repair. The Company shall not be under any obligation to pave roadways as hereinbefore provided except those now being used for vehicular traffic; provided that if the City or Township construct, repair or resurface a street on which the Company has tracks, the Company will construct, repair or resurface that portion of roadway as herein set out to make it conform to the roadbed of the streets through which the lines pass, making it at least equal in permanence and durability to the adjoining roadbed. Should the Company neglect to keep the track or the roadway or crossings between and on each side of the rails in good condition, or have the necessary repairs made therein, the City or Township engineer or other proper officer may give notice thereof requiring such repairs to be made forthwith and if not made within a reasonable time, the said Engineer or other officer as aforesaid may cause the repairs to be made and the amount so expended may be recovered from the Company in any court of competent jurisdiction.

11. On those portions of the streets where the Company is using railway tracks, it shall be the duty of the Company, during the season of snow and ice, to level all such accumulations as may be removed from its tracks in such manner as not to unduly impede or hinder traffic. Except as aforesaid, the Company shall not be under any obligation to move or remove snow and ice from the streets. The City and Township agree to keep their streets clear of snow and ice so that the Company can operate its coaches and buses without difficulty and in an efficient manner. The City and Township agree to pave and keep in good repair all streets on which trolley coach or bus service is maintained. The pavement will be of a width and the corners sufficiently rounded to permit the free operation of coaches and buses. The Company shall have the privilege, but shall be under no obligation, to sand the roadway and operate snow-ploughs when the Company considers it necessary to do so, without charge to the respective municipalities.

12. Service shall be maintained by the Company of such streets and at such times as may be decided upon from time to time by the Company, and approved by the City and Township. All matters in dispute shall be settled as hereinafter provided by clause 32.

13. The City and Township reserve the right to dig or excavate in or upon any street on which railway tracks are constructed or on which trolley coach lines have been established for the purpose of laying down, examining, replacing or repairing any wire, or water, gas or sewer pipe or pipes or making or shutting off any connection therewith or for the purpose of making any other public improvements or doing any other public work. And the Company shall not have any recourse against the City or Township for damages or otherwise because of any detention or obstruction to the travel upon the said transportation lines arising therefrom. Such digging, excavating or opening of any such streets for the purpose aforesaid shall be done by the City or Township with all necessary dispatch so that no unnecessary detention or obstruction to travel upon the said transportation lines shall arise therefrom. Provided, however, that the City or Township shall in every such case give the Company reasonable notice of such work so that the Company can

construct and use proper bridges for the operation of its vehicles. In the event of fire or other obstruction in the street, the City and Township agree to co-operate with the Company by giving immediate notice thereof so that bridges can be constructed and used to enable the Company to operate its service without cost to the municipalities.

ELECTRICAL SYSTEM

14. The City and Township hereby consent to the assignment and transfer of all the assets, agreements, franchises and rights of the Stormont Electric Light & Power Co. Ltd. to the Cornwall Street Railway, Light & Power Co., Ltd.

15. Subject to the agreements, obligations, terms and conditions hereinafter contained, the City and the Township hereby grant to the Company the right to supply electrical power or energy to the said City and Township and to the inhabitants thereof for the term of ten years, from and after the 1st day of July, 1949.

16. The Company shall have the right to use the streets, highways and other public places in the City and Township for the transmission and distribution of electricity.

17. The Company agrees to supply lamps of not less than one hundred candle power for lighting the streets of the City and the Township, the lamps to be located where lamps are now located in the City and Township and to the number now in use or in such places for greater efficiency the City or Township may direct them to be placed.

18. The City and Township are to pay the Company for the one hundred candle power lamps the sum of \$9.00 each and for any additional lamps that may hereafter be placed during the term of said contract the sum of \$9.00 each in each and every year during the ten years payable in monthly instalments; for lamps of greater capacity the City and Township are to pay the Company for two hundred and fifty candle-power lamps the sum of \$15.00 each, for four hundred candle-power lamps the sum of \$21.00 each and for six hundred candle-power lamps the sum of \$27.00 each in each and every year during the said term of ten years payable in monthly instalments. Additional lamps of the above ratings shall be installed by the Company upon receiving notice in writing from the Clerk of the City or Township pursuant to resolution of Council and at the prices above stated.

19. During the term of this agreement, street lamps are to be kept burning from sunset to sunrise every night. The Company will keep the said street lamps renewed, clean and in proper repair and shall keep the wires and other devices leading to the lamps in proper repair and condition, and care shall be taken by the Company at all times to see that all necessary precautions are taken so as not to cause loss of light or damage to persons or property from live wires or other causes.

20. Any police officer of the City or Township on printed forms to be supplied by the Company may require the replacement of any street lamp burned out or whose efficiency is impaired below the contract requirements, and the Company shall, if such complaint is justified under this agreement, forthwith replace the same.

21. Changes of location of lamps must be made by the Company at a reasonable time after the receipt of notice from the City or Township. The actual cost only of the labour and materials in making this change shall be charged to the City or Township.

22. The Company shall furnish electricity to consumers within the limits of the City and the urban area of the Township surrounding the City during the term of this agreement at the following rates:

DOMESTIC SERVICE—COMPOSITE RATE

Three cents (3c) per kilowatt hour for the first sixty kilowatt hours per month plus one cent (1c) for all additional kilowatt hours per month, the gross bill to be subject to a discount of 10% for payment

within fifteen days from mailing or delivery of the account by the Company to the customer. The minimum bill shall be fifty cents (50c) per month.

COMMERCIAL SERVICE—COMPOSITE RATE

Three cents (3c) per kilowatt hour for the first one hundred hours use per month of the connected load, plus one cent (1c) per kilowatt hour for all additional consumption per month, the gross bill to be subject to a discount of 10% for payment within fifteen days from mailing or delivery of the account by the Company to the customer. The minimum bill shall be fifty cents (50c) net per month.

RURAL RATES

The Company shall furnish electricity to consumers outside of the said limits during the term of this agreement at the following rates:

Block Meter—

- 4½c per K.W.H. for the first 50 K.W.H. per month.
- 3c per K.W.H. for the second 50 K.W.H. per month.
- 1½c per K.W.H. for the excess over 100 K.W.H. per month.

Minimum charge \$1.00 net per month.

Prompt Payment Discount (Rural)—10% for cash within 15 days of date of mailing or delivery of bill.

23. In the event of material changes downwards or upwards taking place in the cost to the Company of providing electrical power as provided for by this agreement, adjustments of the rates hereinbefore provided for may be made by agreement between the City, the Township and the Company. In the event that the parties hereto cannot agree, the matter in dispute shall be settled as in paragraph 32 hereof provided.

24. The Company shall provide, free of charge, meters for measuring electric current consumed by each private consumer. No account for electric current consumed shall be less than fifty cents for each month except to rural customers and in the event of the electric current consumed according to the meter reading amounting, at the rates fixed by this agreement, to less than the said sum of fifty cents for any one month, except to rural customers, the Company shall be entitled to charge each month a minimum account of fifty cents, except to rural customers, for such electric current notwithstanding such meter reading. Nothing in this agreement contained shall be held to prevent the Company from rendering accounts to customers upon a bi-monthly basis.

25. The Company shall provide during the term of this contract a continuous twenty-four hour daily service on its electric light and power system for private consumers.

26. In case of fire, the Company, within a reasonable time after a call has been given to an official of the Company, shall have a man on the scene who will cut or remove such line or wires as may interfere with the work of the fire department. In case the Company's employee is not at the scene of the fire within a reasonable time after the call has been given, the fire department may remove or cut the wires at its own risk and it shall be the duty of the Company as soon as possible thereafter to render such wires and lines harmless and to restore them at once after the exigencies which caused the removal have ceased to exist, without expense to the City or Township, provided that no rebate shall be deducted for any such street lights as may be extinguished by such contingencies.

27. The Company shall not be required to serve any area now being served with electricity by some other company.

GENERAL PROVISIONS

28. The City and Township will each enact by their respective councils a by-law approving this agreement, which by-law shall be submitted for the assent of the Municipal electors of their respective municipalities qualified to vote thereon (subject to the provisions of Sec. 69 of *The Ontario Municipal Board Act*, R.S.O. 1937, Chap. 60). If the said by-laws receive the assent of the electors (subject to the provisions of said Sec. 69 of *The Ontario Municipal Board Act*), the City and the Township will join with the Company in applying to the Legislature for legislation confirming and ratifying this agreement and the said by-laws and declaring the same to be valid and binding on the Company and the City and the Township. All expenses of taking such vote and of procuring such legislation are to be paid and borne by the Company.

29. If at any time the City and Township desire to purchase all the assets and business of the Company, the Company will sell all of its assets and business to the City and Township or their nominee, at a price to be agreed upon by the parties hereto, or to be determined as provided by paragraph 32, having regard in either case to the physical value of the said assets and business as a going concern. Provided, however, that when any matter under this paragraph is referred to arbitration, an appeal shall lie from the award as provided by *The Arbitration Act*, R.S.O. 1937, Chap. 109.

30. The Company shall have the privilege of cutting or trimming any trees on the streets of the City or Township which interfere with the construction or maintenance of its lines or with the operation of its service, subject to the approval of the Engineer or Superintendent of the respective Municipalities.

31. If the Company is prevented from performing its obligations under this agreement by fire, flood, earthquake, strike, riot, Act of God, or other circumstances beyond its control, the Company shall be entitled to a reasonable time to restore service. In event of dispute, it shall be settled as provided in paragraph 32.

32. All matters of difference in relation to this agreement shall be referred to the arbitration of a single arbitrator, if the parties agree upon one, otherwise to three arbitrators, one to be appointed by the parties of the first and second parts, one by the party of the third part, and a third to be chosen by the two arbitrators first named before they enter upon the business of the arbitration, or, failing this agreement, to be appointed by a judge of the Supreme Court of Ontario, and the award and determination of such arbitrator or arbitrators or any two of such three arbitrators shall be binding upon the parties hereto and their respective successors and assigns. All costs of the arbitration shall be borne between the parties hereto in equal shares, one-half of the costs to be paid by the parties of the first and second part and one-half the costs to be paid by the Company.

33. The Company agrees that it will indemnify and save harmless the City and Township from any and all claims, demands, and causes of action, together with costs thereof, which may arise as the result of any negligent act of omission or commission of the Company's employees, agents or workmen while actively engaged in the operation of the Company. The City and Township agree that upon receipt of notice of any claim, demand or cause of action arising from any act of omission or commission of the Company's employees, agents, or workmen while actively engaged in the operation of the Company, each of them will advise the Company in writing of the receipt of such notice and will permit the Company, in the name of the City and Township or either of them, to defend any action brought pursuant to such notice. The City and Township agree that they will not pay or settle or agree to pay or settle any of the said claims, demands or causes of action without the express written consent of the Company.

IN WITNESS WHEREOF the parties have hereunto fixed their corporate seals by the hands of their duly qualified officers.

SIGNED, SEALED AND DELIVERED:

D. ROBERTSON

B. PALMER

C. I. BACON

THE CORPORATION OF THE CITY
OF CORNWALL

LLOYD D. GALLINGER

F. B. BROWNRIDGE

THE CORPORATION OF THE TOWN-
SHIP OF CORNWALL

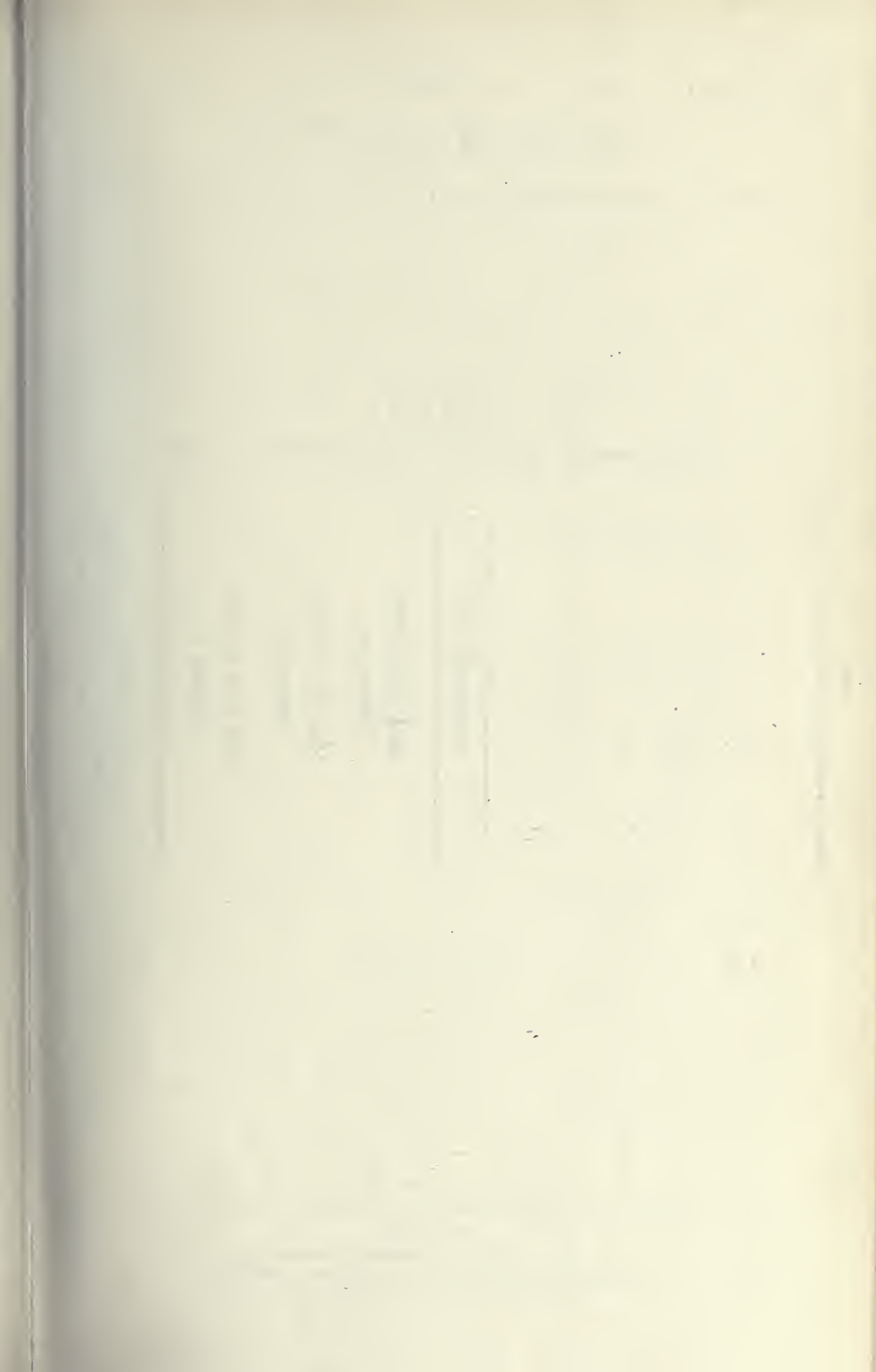
J. E. U. ROULEAU

V. A. McDONALD

CORNWALL STREET RAILWAY
LIGHT & POWER Co., LTD.

H. P. THORNHILL,
President

E. R. ALEXANDER,
Secretary-Treasurer.



BILL

An Act respecting the Cornwall Street
Railway, Light & Power Company,
Limited.

1st Reading

February 24th, 1949

2nd Reading

March 18th, 1949

3rd Reading

March 25th, 1949

MR. McDONALD

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to incorporate the Village of Wasaga Beach.

MR. JOHNSTON (Simcoe, Centre)

(PRIVATE BILL)

No. 19

1949

BILL

An Act to incorporate the Village of Wasaga Beach.

WHEREAS the Corporation of the Improvement District of Wasaga Beach by its petition has prayed that it be incorporated as a village; and whereas the inhabitants of the Corporation of the Improvement District of Wasaga Beach have voted in favour of the erection of the said Improvement District into a village; and whereas it is deemed expedient to grant the prayer of the said petition;

Preamble.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Improvement District of Wasaga Beach is hereby erected into a village under the name of "The Corporation of the Village of Wasaga Beach" and shall have the rights, powers and privileges enjoyed and exercised by a village erected under *The Municipal Act*.

Village incorporated.

Rev. Stat.,
c. 266.

2. The Village of Wasaga Beach shall comprise and consist of the Improvement District of Wasaga Beach as described in Schedule A hereto.

Area of
Village.

3.—(1) The board of trustees of the Improvement District shall continue to administer the affairs of the Village until the first meeting of the council of the Village is held, and shall have all the powers and perform all the duties of the council of a village.

Board of
trustees to
function
as council.

(2) The first meeting of the council of the Village shall be held on the 4th day of July, 1949, at the hour of eleven o'clock in the forenoon.

First
meeting
of council.

4. All the assets of the Improvement District are hereby vested in the Village, and the Village shall assume and be liable for all the liabilities of the Improvement District.

Assets and
liabilities.

5.—(1) The secretary-treasurer of the Improvement District is hereby appointed returning officer to hold nominations

Returning
officer and
nomination
meeting.

for the first election of reeve and councillors, public school trustees and commissioners (if any) at the town hall in the Improvement District of Wasaga Beach at the hour of 4 o'clock in the afternoon on Saturday, the 18th day of June, 1949, of which he shall give one week's notice in writing by posting the same up in at least six of the most public places in the Improvement District, and he shall preside at the said nominations, or in the case of his absence the electors shall choose from among themselves a chairman to preside at the said nominations, and such chairman shall have all the powers of the returning officer.

Polling day. (2) The polling for the said election, if necessary, shall be held on the 1st day of July, 1949.

Polling places. (3) The returning officer, or the chairman of the meeting held for nominations, shall at the close of the nominations duly announce the polling places in the Improvement District at which the polling is to take place.

Term of office,—first council. (4) The reeve and members of council elected at the first election shall continue in office until the 31st day of December, 1950, and until their successors are elected and hold their first meeting.

First school board and commissioners. (5) The public school trustees and commissioners (if any) elected at the first election shall continue in office until the 31st day of December, 1950, and until their successors are elected and the new boards organized.

Deputy returning officers. 6.—(1) The returning officer shall by his warrant appoint a deputy returning officer for each polling place so announced.

Powers and duties of returning officers. (2) Such returning officer and each of such deputy returning officers before holding the said election shall take the oath or affirmation required by law, and shall respectively have all the powers, perform all the duties and be subject to all the provisions of *The Municipal Act* applicable to returning officers at elections in villages.

Voters at first election. 7. The last revised assessment roll for the Improvement District together with the collector's roll shall be used for the purpose of determining the names of the persons entitled to vote at the first election in the same manner as if the said assessment and collector's rolls had been made by the Village.

Qualifications. 8. The qualifications for office, members of council, and the procedure for holding an election shall be the same as those provided in *The Municipal Act* for a village incorporated under that Act.

9. The assessment roll and the assessments and all other matters contained therein made by the Corporation of the Improvement District of Wasaga Beach applicable to the year 1949 shall be the assessment roll and assessments for the Village, and shall have the same effect as if such assessments had been made by the Village.

Assessments made by improvement district to apply.

10.—(1) This Act, except sections 1, 2, 3, 4 and 9, shall come into force on the day it receives the Royal Assent.

Commencement of Act.

(2) Sections 1, 2, 3, 4 and 9 shall come into force on the 1st day of July, 1949.

Idem.

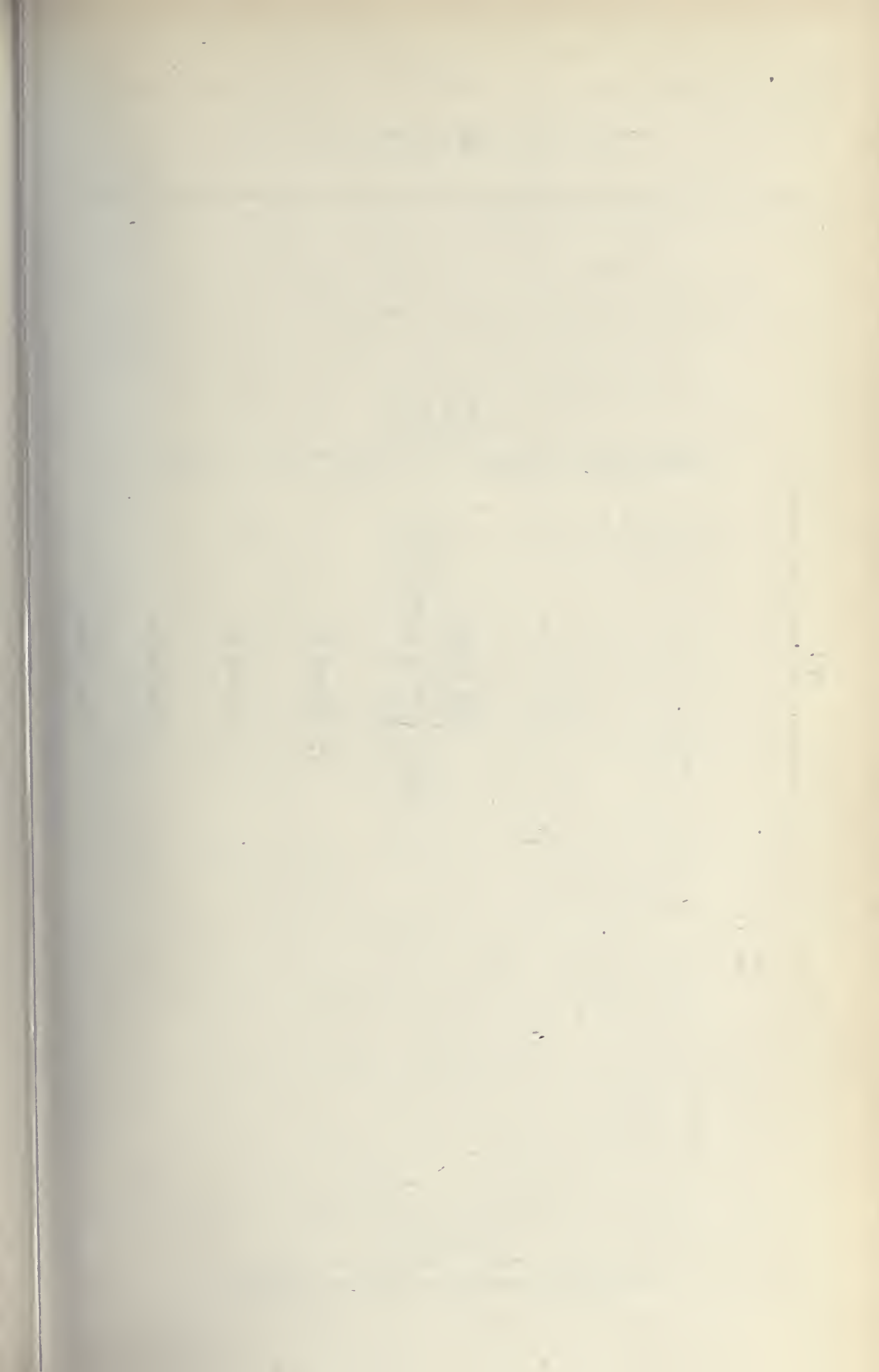
11. This Act may be cited as *The Village of Wasaga Beach Act, 1949*.

Short title.

SCHEDULE A

The lands and premises situate, lying and being in the Townships of Flos and Sunnidale, in the County of Simcoe and Province of Ontario, and being composed as follows:

COMMENCING at the southeasterly angle of the most easterly part of Registered Plan No. 752 for the said County; thence southwesterly along the southeasterly limits of said most easterly part to the southwesterly angle thereof; thence south eleven degrees, thirty-five minutes west, as shown on said Plan, to intersect a line drawn north forty-two degrees, nine minutes east from the southeasterly angle of the most westerly part of said Plan; thence south forty-two degrees, nine minutes west, to last mentioned southeasterly angle; thence southwesterly along the southerly limits of said most westerly part to the southeasterly angle thereof; thence south twenty-five degrees, sixteen minutes west, to the westerly limit of townships Lot No. 26 in the Ninth Concession of said Township of Flos; thence northerly along said westerly limit to the most northerly angle of Lot Number 18, according to Registered Plan Number 804 for the said County; thence southwesterly along the northwesterly limits of Lot Nos. 18 to 34 both inclusive, to the most westerly angle of said Lot No. 34, all as according to said Plan No. 804; thence southeasterly along the southwesterly limit of last mentioned lot to the northwesterly limit of Laidlaw Street according to the last mentioned Plan; thence southeasterly across said street to the northeasterly angle of Lot No. 36 according to last mentioned Plan; thence southeasterly along the northeasterly limits of Lots 36 to 46, both inclusive, according to last mentioned Plan to the northwesterly limit of Lot 47 according to last mentioned Plan; thence northeasterly along last mentioned northwesterly limit to the most northerly angle of said Lot No. 47; thence southeasterly along the northeasterly limits of Lots 47 to 49 according to said Plan, both inclusive, and along the production southeasterly of last mentioned limits a distance of 150 feet, from the southeasterly angle of said Lot 49; thence southwesterly and at right angles to the westerly limit of the road allowance between said Townships 266 feet to last mentioned westerly limit; thence southerly or southeasterly along the westerly limit 990 feet; thence southwesterly and at right angles to last mentioned limit, 360 feet, 8 inches; thence northwesterly and parallel to last mentioned limit 797 feet to the most southerly angle of Lot No. 29, according to Registered Plan No. 714 for said County; thence northeasterly along the southeasterly limit of last mentioned lot and the southeasterly limit of Nancy Street according to last mentioned Plan, to the most southerly angle of Lot 38 according to said Plan No. 714; thence along the northeasterly limit of said Nancy Street, 250 feet; thence southwesterly and parallel to the southeasterly limit of Glenwood Drive according to said Plan, 960 feet; thence northwesterly and at right angles to said southeasterly limit 150 feet to the northwesterly limit of said Drive; thence southwesterly along said northwesterly limit to the easterly limit of River Avenue Crescent as shown on said Plan No. 714; thence north 10 degrees, 40 minutes west, along the said easterly limit to an angle in the same; thence north 50 degrees, 40 minutes west, along the northeasterly limit of said Crescent, to the southeasterly limit of River Avenue, as shown on last mentioned Plan; thence southwesterly along said southeasterly limit last mentioned to the easterly limit of the road allowance between Lots 9 and 10 in the Sixteenth Concession of said Township of Sunnidale, as laid down by Municipal Survey and confirmed July 17th, 1924; thence northerly along said easterly limit to the water's edge of Nottawasaga River; thence in a general southwesterly direction along said water's edge, being along the southeasterly edge of said River to intersect the production southeasterly of the northeasterly limit of Joan Street, according to Registered Plan No. 674 for said County; thence northwesterly along said production and said northeasterly limit, to the water's edge of Nottawasaga Bay of Georgian Bay of Lake Huron; thence in a general northeasterly direction along said water's edge last mentioned, to the mouth of the said River and around the westerly and northwesterly shore of the junction of said Bay and said River to intersect the production across the said River of the easterly limit of said Lot No. 26; thence southerly or southeasterly along last mentioned production and the said easterly limit of Lot 26 to the place of beginning.



BILL

An Act to incorporate the Village of
Wasaga Beach.

1st Reading

2nd Reading

3rd Reading

Mr. Johnston (Simcoe, Centre)

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to incorporate the Village of Wasaga Beach.

MR. JOHNSTON (Simcoe, Centre)

BILL

An Act to incorporate the Village of Wasaga Beach.

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Preamble.

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Village incorporated.

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Board of
trustees to
function
as council.

(2) The first meeting of the council of the Village shall be held on the 4th day of July, 1949, at the hour of eleven o'clock in the forenoon.

First
meeting
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Assets and
liabilities.

5.—(1) The secretary-treasurer of the Improvement District is hereby appointed returning officer to hold nominations

Returning
officer and
nomination
meeting.

for the first election of reeve and councillors, public school trustees and commissioners (if any) at the town hall in the Improvement District of Wasaga Beach at the hour of 4 o'clock in the afternoon on Saturday, the 18th day of June, 1949, of which he shall give one week's notice in writing by posting the same up in at least six of the most public places in the Improvement District, and he shall preside at the said nominations, or in the case of his absence the electors shall choose from among themselves a chairman to preside at the said nominations, and such chairman shall have all the powers of the returning officer.

Polling day. (2) The polling for the said election, if necessary, shall be held on the 1st day of July, 1949.

Polling places. (3) The returning officer, or the chairman of the meeting held for nominations, shall at the close of the nominations duly announce the polling places in the Improvement District at which the polling is to take place.

Term of office,—
first council. (4) The reeve and members of council elected at the first election shall continue in office until the 31st day of December, 1950, and until their successors are elected and hold their first meeting.

First school board and commissioners. (5) The public school trustees and commissioners (if any) elected at the first election shall continue in office until the 31st day of December, 1950, and until their successors are elected and the new boards organized.

Deputy returning officers. 6.—(1) The returning officer shall by his warrant appoint a deputy returning officer for each polling place so announced.

Powers and duties of returning officers. (2) Such returning officer and each of such deputy returning officers before holding the said election shall take the oath or affirmation required by law, and shall respectively have all the powers, perform all the duties and be subject to all the provisions of *The Municipal Act* applicable to returning officers at elections in villages.

Voters at first election. 7. The last revised assessment roll for the Improvement District together with the collector's roll shall be used for the purpose of determining the names of the persons entitled to vote at the first election in the same manner as if the said assessment and collector's rolls had been made by the Village.

Qualifications. 8. The qualifications for office, members of council, and the procedure for holding an election shall be the same as those provided in *The Municipal Act* for a village incorporated under that Act.

9. The assessment roll and the assessments and all other matters contained therein made by the Corporation of the Improvement District of Wasaga Beach applicable to the year 1949 shall be the assessment roll and assessments for the Village, and shall have the same effect as if such assessments had been made by the Village.

Assessments
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ment of Act.

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SCHEDULE A

The lands and premises situate, lying and being in the Townships of Flos and Sunnidale, in the County of Simcoe and Province of Ontario, and being composed as follows:

COMMENCING at the southeasterly angle of the most easterly part of Registered Plan No. 752 for the said County; thence southwesterly along the southeasterly limits of said most easterly part to the southwesterly angle thereof; thence south eleven degrees, thirty-five minutes west, as shown on said Plan, to intersect a line drawn north forty-two degrees, nine minutes east from the southeasterly angle of the most westerly part of said Plan; thence south forty-two degrees, nine minutes west, to last mentioned southeasterly angle; thence southwesterly along the southerly limits of said most westerly part to the southeasterly angle thereof; thence south twenty-five degrees, sixteen minutes west, to the westerly limit of townships Lot No. 26 in the Ninth Concession of said Township of Flos; thence northerly along said westerly limit to the most northerly angle of Lot Number 18, according to Registered Plan Number 804 for the said County; thence southwesterly along the northwesterly limits of Lot Nos. 18 to 34 both inclusive, to the most westerly angle of said Lot No. 34, all as according to said Plan No. 804; thence southeasterly along the southwesterly limit of last mentioned lot to the northwesterly limit of Laidlaw Street according to the last mentioned Plan; thence southeasterly across said street to the northeasterly angle of Lot No. 36 according to last mentioned Plan; thence southeasterly along the northeasterly limits of Lots 36 to 46, both inclusive, according to last mentioned Plan to the northwesterly limit of Lot 47 according to last mentioned Plan; thence northeasterly along last mentioned northwesterly limit to the most northerly angle of said Lot No. 47; thence southeasterly along the northeasterly limits of Lots 47 to 49 according to said Plan, both inclusive, and along the production southeasterly of last mentioned limits a distance of 150 feet, from the southeasterly angle of said Lot 49; thence southwesterly and at right angles to the westerly limit of the road allowance between said Townships 266 feet to last mentioned westerly limit; thence southerly or southeasterly along the westerly limit 990 feet; thence southwesterly and at right angles to last mentioned limit, 360 feet, 8 inches; thence northwesterly and parallel to last mentioned limit 797 feet to the most southerly angle of Lot No. 29, according to Registered Plan No. 714 for said County; thence northeasterly along the southeasterly limit of last mentioned lot and the southeasterly limit of Nancy Street according to last mentioned Plan, to the most southerly angle of Lot 38 according to said Plan No. 714; thence along the northeasterly limit of said Nancy Street, 250 feet; thence southwesterly and parallel to the southeasterly limit of Glenwood Drive according to said Plan, 960 feet; thence northwesterly and at right angles to said southeasterly limit 150 feet to the northwesterly limit of said Drive; thence southwesterly along said northwesterly limit to the easterly limit of River Avenue Crescent as shown on said Plan No. 714; thence north 10 degrees, 40 minutes west, along the said easterly limit to an angle in the same; thence north 50 degrees, 40 minutes west, along the northeasterly limit of said Crescent, to the southeasterly limit of River Avenue, as shown on last mentioned Plan; thence southwesterly along said southeasterly limit last mentioned to the easterly limit of the road allowance between Lots 9 and 10 in the Sixteenth Concession of said Township of Sunnidale, as laid down by Municipal Survey and confirmed July 17th, 1924; thence northerly along said easterly limit to the water's edge of Nottawasaga River; thence in a general southwesterly direction along said water's edge, being along the southeasterly edge of said River to intersect the production southeasterly of the northeasterly limit of Joan Street, according to Registered Plan No. 674 for said County; thence northwesterly along said production and said northeasterly limit, to the water's edge of Nottawasaga Bay of Georgian Bay of Lake Huron; thence in a general northeasterly direction along said water's edge last mentioned, to the mouth of the said River and around the westerly and northwesterly shore of the junction of said Bay and said River to intersect the production across the said River of the easterly limit of said Lot No. 26; thence southerly or southeasterly along last mentioned production and the said easterly limit of Lot 26 to the place of beginning.

BILL

An Act to incorporate the Village of
Wasaga Beach.

1st Reading

February 24th, 1949

2nd Reading

March 18th, 1949

3rd Reading

March 25th, 1949

Mr. Johnston (Simcoe, Centre)

No. 20

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting McMaster University.

MR. HAMILTON

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

THE HOUSE OF COMMONS
IN PARLIAMENT ASSEMBLED
THAT THE PETITION OF THE
FARMERS AND OTHERS OF THE
COUNTY OF LONDON
BEING PRESENTED TO THE
HOUSE OF COMMONS
IN PARLIAMENT ASSEMBLED
BY MR. JAMES W. HARRIS
OF THE COUNTY OF LONDON
BEING ONE OF THE PETITIONERS
DOETH SHED THE FOLLOWING
PETITION

BILL

FOR THE PURPOSE OF
AMENDING THE
LAW RELATIVE TO
THE RATES OF
THE COUNTY OF LONDON

BILL

An Act respecting McMaster University.

WHEREAS McMaster University, at the request of its Preamble.
Senate, by its petition has prayed for special legislation
to amend *An Act to unite Toronto Baptist College and Woodstock* 1887, c. 95.
College under the name of McMaster University (hereinafter
called the Act of Incorporation), being chapter 95 of the
Statutes of Ontario, 1887; and whereas it is expedient to
grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 1 of the Act of Incorporation is amended by 1887,
adding at the end thereof the following sentence: "And upon c. 95, s. 1.
the appointment of a president, as hereinafter provided, such amended.
president shall be ex-officio a member of the said board, which President
will then consist of eighteen members." member of board.

2. Section 3 of the Act of Incorporation is amended by 1887,
striking out the words "provided that no gift or devise of c. 95, s. 3.
any real estate or of any interest therein in favour of the amended.
said corporation, shall be valid unless made by deed or will
executed by the donor or testator, at least six months before
his death" in the eighteenth, nineteenth, twentieth and
twenty-first lines thereof.

3. Section 4 of the Act of Incorporation is amended by 1887,
striking out the words "form a part of the course of study c. 95, s. 4.
taught by the professors, tutors, or masters appointed by the amended.
board of governors. And no person shall be eligible to the
position of chancellor, principal, professor, tutor, or master,
who is not a member in good standing of an Evangelical
Christian Church; and no person shall be eligible for the
position of principal, professor, tutor, or master in the faculty
of theology who is not a member in good standing of a Regular
Baptist church, and the said" in the third to tenth lines
inclusive, and inserting in lieu thereof the words "form a
part of the course of study taught by the professors or other

instructors appointed by the Board of Governors. And no person shall be eligible for the position of chancellor, president, vice-chancellor, principal, dean, professor or other instructor by appointment by the board on recommendation of the senate, as hereinafter provided, who is not a member in good standing of an Evangelical Christian Church; and no person shall be eligible for the position of dean, professor or other instructor holding appointment as aforesaid in the faculty of theology who is not a member in good standing of a Baptist Church, and the said”.

1887,
c. 95, s. 5,
amended.

4. Section 5 of the Act of Incorporation is amended by striking out the words “principals, professors, tutors, masters” where they occur in the third and fourth lines, the sixth and seventh lines and in the tenth line, respectively, and the words “principals, professors, tutors, and masters” in the twelfth and thirteenth lines and inserting in lieu thereof in each instance the words “president, vice-chancellor, principals, deans, professors and other instructors”; and by inserting after the word “provided” in the fourteenth line the words “except that for the purpose of providing opportunity for judging of the suitability of any applicant for the office of dean, professor or other instructor, or in the case of part-time or sessional appointments, the president, or in the event of a vacancy in the office of president, then the chancellor, may, with the approval of the board but subject always to removal by the board as aforesaid, make an appointment or appointments, provided that the period of any such appointment shall not exceed twelve months”.

1887,
c. 95, s. 11
(1893,
c. 114, s. 1),
re-enacted.

5. Section 11 of the Act of Incorporation, as re-enacted by *An Act to amend the Charter of McMaster University*, being chapter 114 of the Statutes of Ontario, 1893, is repealed and the following substituted therefor:

Senate, how
constituted.

11.—(1) The senate of the said University shall be constituted as follows:

- (a) the members of the Board of Governors;
- (b) the head of the faculty of theology, and two other members of the said faculty to be elected annually by that faculty;
- (c) the head of the faculty of arts, and six other members of the said faculty, to be elected annually by that faculty;
- (d) the dean of Hamilton College and four other members of the faculty of that College, to be elected annually by that faculty;

- (e) five representatives to be elected by the Alumni Association from among the graduates in theology, each for a term of five years, retiring annually in rotation, for whose election graduates in theology only shall be eligible to vote;
 - (f) ten representatives to be elected by the Alumni Association from among the graduates in arts and science, each for a term of five years, two retiring annually in rotation, for whose election graduates in arts or science only shall be eligible to vote; provided that at the first election held after the coming into force of this Act, six shall be elected to serve for a term of five years, one for a term of four years, one for a term of three years, one for a term of two years and one for a term of one year;
 - (g) the principal of Moulton College ex-officio.
- (2) With respect to their qualification for senate membership, the provisions of section 13 shall not apply to persons eligible for membership elected pursuant to clauses *c*, *d* and *f* of subsection 1, provided that should any senator elected pursuant to clause *c* or *d* of subsection 1 cease to be a member of the faculty which elected him, he shall thereupon cease to be a member of the said senate and the vacancy created thereby shall be filled by the faculty which elected such senator. Section 13 not applicable to certain senators.
- (3) Members of the senate elected pursuant to clause *e* of subsection 1 shall be ineligible to vote on matters solely affecting Hamilton College; and members elected pursuant to clause *f* of subsection 1 shall be ineligible to vote on matters affecting appointments and studies in theology. Limitations on voting.

6. Section 12 of the Act of Incorporation, as amended by 1887, *An Act to amend The Act incorporating McMaster University*, c. 95, s. 12, re-enacted. being chapter 109 of the Statutes of Ontario, 1916, is repealed and the following substituted therefor:

12. The senate shall have the control of the system and course of education pursued in the said university, and of all matters pertaining to the management and discipline thereof and of the examinations of all departments thereof; and shall have the power to confer degrees in theology now vested in the Toronto Powers of senate.

Baptist College, together with the power to confer the degrees of Bachelor, Master, and Doctor, in the several arts, sciences, and faculties, and any and all other degrees which may properly be conferred by a university; and shall have the right to determine the courses of study and the qualification for degrees, and the granting of the same; provided the course of study prescribed for matriculation into the said university shall in no essential sense differ or vary from that prescribed for matriculation into the University of Toronto, and in respect to any degree which the said senate has power to confer, the course of instruction and the scope of the examination for such degree shall be as thorough and comprehensive as the courses and examinations for corresponding degrees in the University of Toronto; and the senate shall make recommendations from time to time to the Board of Governors for the appointment of chancellor, president, vice-chancellor, principals, deans, professors and other instructors, and no such appointment shall be made by the Board of Governors except upon the recommendation of the senate, except that, for the purpose of providing opportunity for judging of the suitability of any applicant for the office of dean, professor or other instructor, or in the case of part-time or sessional appointments, the president, or in the event of a vacancy in the office of president, then the chancellor, may, with the approval of the board but subject always to removal by the board as aforesaid, make an appointment or appointments, provided that the period of any such appointment shall not exceed twelve months. And the senate shall have the power to settle, subject to ratification by the board, the terms upon which other colleges and schools may become affiliated with the said university, but no such affiliation other than an affiliation in theology shall take effect unless and until the same has been approved by the Lieutenant-Governor in Council; and may from time to time make by-laws, statutes or regulations affecting any of the matters aforesaid, as well as regulating the holding of meetings of the said senate, and the conduct generally of its business, and defining the respective duties, rights, and powers of the chancellor, president, vice-chancellor, principals, deans, professors and other instructors of the said university, and the same from time to time to alter or amend, as may be provided by such by-laws, statutes or regulations.

inserting after the word "chancellor" in the first line the words "and the president"; by striking out the words "a member" in the second line and inserting in lieu thereof the word "members"; by striking out the word "Regular" where it occurs in the tenth and thirteenth lines, respectively; and by striking out the words "or removes from the Dominion of Canada, or in the case of a representative of the said missionary society, or any of said conventions, removing beyond the bounds of the society or convention which appointed him" in the fourteenth, fifteenth, sixteenth and seventeenth lines.

8. Section 16 of the Act of Incorporation is amended by 1887, adding at the end thereof the following sentence: "Upon the ^{c. 95, s. 16,} amended. appointment of a president as in this Act provided, such president shall be ex-officio the chairman of the senate in the place and stead of the chancellor, and in the absence of the president, or at his request, a chairman shall be chosen by the senate from among its members."

9. This Act shall come into force on the day it receives the ^{Commence-} Royal Assent. ^{ment of Act.}

10. This Act may be cited as *The McMaster University* ^{Short title.} *Act, 1949.*

BILL

An Act respecting McMaster University.

1st Reading

2nd Reading

3rd Reading

MR. HAMILTON

(Private Bill)

No. 20

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

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MR. HAMILTON

(Reprinted as amended by the Committee on Private Bills.)

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
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WHEREAS McMaster University, at the request of its Senate, by its petition has prayed for special legislation to amend *An Act to unite Toronto Baptist College and Woodstock College under the name of McMaster University* (hereinafter called the Act of Incorporation), being chapter 95 of the Statutes of Ontario, 1887; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of the Act of Incorporation is amended by adding at the end thereof the following sentence: "And upon the appointment of a president, as hereinafter provided, such president shall be ex-officio a member of the said board which, except when the offices of chancellor and president are held by the same person, will then consist of eighteen members."

2. Section 3 of the Act of Incorporation is amended by striking out the words "provided that no gift or devise of any real estate or of any interest therein in favour of the said corporation, shall be valid unless made by deed or will executed by the donor or testator, at least six months before his death" in the eighteenth, nineteenth, twentieth and twenty-first lines thereof.

3. Section 4 of the Act of Incorporation is amended by striking out the words "form a part of the course of study taught by the professors, tutors, or masters appointed by the board of governors. And no person shall be eligible to the position of chancellor, principal, professor, tutor, or master, who is not a member in good standing of an Evangelical Christian Church; and no person shall be eligible for the position of principal, professor, tutor, or master in the faculty of theology who is not a member in good standing of a Regular Baptist church, and the said" in the third to tenth lines inclusive, and inserting in lieu thereof the words "form a part of the course of study taught by the professors or other

instructors appointed by the Board of Governors. And no person shall be eligible for the position of chancellor, president, vice-chancellor, principal, dean, professor or other instructor by appointment by the board on recommendation of the senate, as hereinafter provided, who is not a member in good standing of an Evangelical Christian Church; and no person shall be eligible for the position of dean, professor or other instructor holding appointment as aforesaid in the faculty of theology who is not a member in good standing of a Baptist Church, and the said".

1887,
c. 95, s. 5,
amended.

4. Section 5 of the Act of Incorporation is amended by striking out the words "principals, professors, tutors, masters" where they occur in the third and fourth lines, the sixth and seventh lines and in the tenth line, respectively, and the words "principals, professors, tutors, and masters" in the twelfth and thirteenth lines and inserting in lieu thereof in each instance the words "president, vice-chancellor, principals, deans, professors and other instructors"; and by inserting after the word "provided" in the fourteenth line the words "except that for the purpose of providing opportunity for judging of the suitability of any applicant for the office of dean, professor or other instructor, or in the case of part-time or sessional appointments, the president, or in the event of a vacancy in the office of president, then the chancellor, may, with the approval of the board but subject always to removal by the board as aforesaid, make an appointment or appointments, provided that the period of any such appointment shall not exceed twelve months".

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- (c) the head of the faculty of arts, and six other members of the said faculty, to be elected annually by that faculty;
- (d) the dean of Hamilton College and four other members of the faculty of that College, to be elected annually by that faculty;

(e) five representatives to be elected by the Alumni Association from among the graduates in theology, each for a term of five years, retiring annually in rotation, for whose election graduates in theology only shall be eligible to vote;

(f) ten representatives to be elected by the Alumni Association from among the graduates in arts and science, each for a term of five years, two retiring annually in rotation, for whose election graduates in arts or science only shall be eligible to vote; provided that at the first election held after the coming into force of this Act, six shall be elected to serve for a term of five years, one for a term of four years, one for a term of three years, one for a term of two years and one for a term of one year;

(g) the principal of Moulton College ex-officio.

(2) With respect to their qualifications for senate membership and eligibility for election thereto, the provisions of section 13 shall not apply to persons becoming members of the senate pursuant to clauses *c*, *d* and *f* of subsection 1, provided that should any person becoming a senator pursuant to clause *c* or *d* of subsection 1 cease to be a member of the faculty of which he was a member at the time he became a senator, he shall thereupon cease to be a member of the said senate and the vacancy created thereby shall be filled by the faculty of which he was a member at the time he became a senator.

Section 13 not applicable to certain senators.

(3) Members of the senate elected pursuant to clause *e* of subsection 1 shall be ineligible to vote on matters solely affecting Hamilton College; and members elected pursuant to clause *f* of subsection 1 shall be ineligible to vote on matters affecting appointments and studies in theology.

Limitations on voting.

6. Section 12 of the Act of Incorporation, as amended by 1887, *An Act to amend The Act incorporating McMaster University*, c. 95, s. 12, being chapter 109 of the Statutes of Ontario, 1916, is repealed and the following substituted therefor:

re-enacted.

12. The senate shall have the control of the system and course of education pursued in the said university, and of all matters pertaining to the management and discipline thereof and of the examinations of all departments thereof; and shall have the power to confer degrees in theology now vested in the Toronto

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Baptist College, together with the power to confer the degrees of Bachelor, Master, and Doctor, in the several arts, sciences, and faculties, and any and all other degrees which may properly be conferred by a university; and shall have the right to determine the courses of study and the qualification for degrees, and the granting of the same; provided the course of study prescribed for matriculation into the said university shall in no essential sense differ or vary from that prescribed for matriculation into the University of Toronto, and in respect to any degree which the said senate has power to confer, the course of instruction and the scope of the examination for such degree shall be as thorough and comprehensive as the courses and examinations for corresponding degrees in the University of Toronto; and the senate shall make recommendations from time to time to the Board of Governors for the appointment of chancellor, president, vice-chancellor, principals, deans, professors and other instructors, and no such appointment shall be made by the Board of Governors except upon the recommendation of the senate, except that, for the purpose of providing opportunity for judging of the suitability of any applicant for the office of dean, professor or other instructor, or in the case of part-time or sessional appointments, the president, or in the event of a vacancy in the office of president, then the chancellor, may, with the approval of the board but subject always to removal by the board as aforesaid, make an appointment or appointments, provided that the period of any such appointment shall not exceed twelve months. And the senate shall have the power to settle, subject to ratification by the board, the terms upon which other colleges and schools may become affiliated with the said university, but no such affiliation other than an affiliation in theology shall take effect unless and until the same has been approved by the Lieutenant-Governor in Council; and may from time to time make by-laws, statutes or regulations affecting any of the matters aforesaid, as well as regulating the holding of meetings of the said senate, and the conduct generally of its business, and defining the respective duties, rights, and powers of the chancellor, president, vice-chancellor, principals, deans, professors and other instructors of the said university, and the same from time to time to alter or amend, as may be provided by such by-laws, statutes or regulations.

inserting after the word "chancellor" in the first line the words "and the president"; by striking out the words "a member" in the second line and inserting in lieu thereof the word "members"; by striking out the word "Regular" where it occurs in the tenth and thirteenth lines, respectively; and by striking out the words "or removes from the Dominion of Canada, or in the case of a representative of the said missionary society, or any of said conventions, removing beyond the bounds of the society or convention which appointed him" in the fourteenth, fifteenth, sixteenth and seventeenth lines.

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6. Section 12 of the Act of Incorporation, as amended by *An Act to amend The Act incorporating McMaster University*, 1887, c. 95, s. 12, re-enacted. being chapter 109 of the Statutes of Ontario, 1916, is repealed and the following substituted therefor:

12. The senate shall have the control of the system and course of education pursued in the said university, and of all matters pertaining to the management and discipline thereof and of the examinations of all departments thereof; and shall have the power to confer degrees in theology now vested in the Toronto Powers of senate.

Baptist College, together with the power to confer the degrees of Bachelor, Master, and Doctor, in the several arts, sciences, and faculties, and any and all other degrees which may properly be conferred by a university; and shall have the right to determine the courses of study and the qualification for degrees, and the granting of the same; provided the course of study prescribed for matriculation into the said university shall in no essential sense differ or vary from that prescribed for matriculation into the University of Toronto, and in respect to any degree which the said senate has power to confer, the course of instruction and the scope of the examination for such degree shall be as thorough and comprehensive as the courses and examinations for corresponding degrees in the University of Toronto; and the senate shall make recommendations from time to time to the Board of Governors for the appointment of chancellor, president, vice-chancellor, principals, deans, professors and other instructors, and no such appointment shall be made by the Board of Governors except upon the recommendation of the senate, except that, for the purpose of providing opportunity for judging of the suitability of any applicant for the office of dean, professor or other instructor, or in the case of part-time or sessional appointments, the president, or in the event of a vacancy in the office of president, then the chancellor, may, with the approval of the board but subject always to removal by the board as aforesaid, make an appointment or appointments, provided that the period of any such appointment shall not exceed twelve months. And the senate shall have the power to settle, subject to ratification by the board, the terms upon which other colleges and schools may become affiliated with the said university, but no such affiliation other than an affiliation in theology shall take effect unless and until the same has been approved by the Lieutenant-Governor in Council; and may from time to time make by-laws, statutes or regulations affecting any of the matters aforesaid, as well as regulating the holding of meetings of the said senate, and the conduct generally of its business, and defining the respective duties, rights, and powers of the chancellor, president, vice-chancellor, principals, deans, professors and other instructors of the said university, and the same from time to time to alter or amend, as may be provided by such by-laws, statutes or regulations.

inserting after the word "chancellor" in the first line the words "and the president"; by striking out the words "a member" in the second line and inserting in lieu thereof the word "members"; by striking out the word "Regular" where it occurs in the tenth and thirteenth lines, respectively; and by striking out the words "or removes from the Dominion of Canada, or in the case of a representative of the said missionary society, or any of said conventions, removing beyond the bounds of the society or convention which appointed him" in the fourteenth, fifteenth, sixteenth and seventeenth lines.

8. Section 16 of the Act of Incorporation is amended by 1887, adding at the end thereof the following sentence: "Upon the ^{c. 95, s. 16,} amended. appointment of a president as in this Act provided, such president shall be ex-officio the chairman of the senate in the place and stead of the chancellor, and in the absence of the president, or at his request, a chairman shall be chosen by the senate from among its members."

9. This Act shall come into force on the day it receives the Commence-
Royal Assent. ment of Act.

10. This Act may be cited as *The McMaster University Act, 1949.* Short title.

BILL

An Act respecting McMaster University.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

MR. HAMILTON

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of Kingston.

MR. PRINGLE

(PRIVATE BILL)

BILL

An Act respecting the Township of Kingston.

WHEREAS the Corporation of the Township of Kingston Preamble.
and the Board of School Trustees of the Township
School Area of Kingston No. 1 by their petition have prayed
for special legislation with respect to the matters hereinafter
set forth; and whereas it is expedient to grant the prayer of
the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. The Corporation of the Township of Kingston and the Agreements
authorized.
Board of School Trustees of the Township School Area of
Kingston No. 1 are hereby authorized and empowered to enter
into such agreement with His Majesty in right of Canada
acting and represented by Wartime Housing Limited, ter-
minating the existing agreement between the Corporation of
the Township of Kingston, Wartime Housing Limited and
His Majesty the King in right of Canada acting and repre-
sented by the Honourable the Minister of Munitions and
Supply acting through Wartime Housing Limited, dated
April 3, 1944, and substituting new provisions in respect of
payments in lieu of taxation, the construction in
Township School Area of Kingston No. 1 of a new school,
and, pending completion of the said school, the undertaking
of responsibility for education of pupils residing in houses
owned by His Majesty and operated and supervised by
Wartime Housing Limited, and the financing of the construc-
tion of the said new school, and otherwise, as may be approved
by the Minister of Education, notwithstanding that said
Corporation and the said Board of School Trustees may not
be empowered to enter into such agreement by any other
statute; and such agreement when so entered into shall be
legal, valid and binding.

2. This Act shall come into force on the day it receives the Commence-
ment of Act.
Royal Assent.

3. This Act may be cited as *The Township of Kingston* Short title.
Act, 1949.

BILL

An Act respecting the Township of
Kingston.

1st Reading

2nd Reading

3rd Reading

MR. PRINGLE

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of Kingston.

MR. PRINGLE



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Supply acting through Wartime Housing Limited, dated
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Corporation and the said Board of School Trustees may not
be empowered to enter into such agreement by any other
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legal, valid and binding.

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ment of Act.
Royal Assent.

3. This Act may be cited as *The Township of Kingston* Short title.
Act, 1949.

BILL

An Act respecting the Township of
Kingston.

1st Reading

March 10th, 1949

2nd Reading

March 18th, 1949

3rd Reading

March 25th, 1949

MR. PRINGLE

No. 22

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Sarnia Young Men's and Young Women's
Christian Association.

MR. CATHCART

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

1110

BILL

An Act respecting the Sarnia Young Men's and Young Women's Christian Association.

WHEREAS the persons named in section 1 have prayed Preamble. that an Act be passed to incorporate Sarnia Young Men's and Young Women's Christian Association as a body corporate and politic for the purposes and with the powers hereinafter provided; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Hope Harris Millholland, Floretta Ruth Sleeth, Mary Isabelle Logie, Vera Hanna Wilson, Janie Brenda LeSueur, Margaret Helen Sinclair, Chester Holdsworth Belton, William Gordon Link, Albert Lee Taylor, William David Ferguson, Aubrey William Oldham, George William Parker, Joseph William Simpson, Fred Harris Walker, Francis Peart Dawson, and such other persons as are now members of the Sarnia Young Men's and Young Women's Christian Association or hereafter become members of the body corporate hereby created are hereby constituted a body corporate and politic under the name of "Sarnia Young Men's and Young Women's Christian Association", hereinafter called the "association". Incorporation.

2. All real and personal property belonging to or held in trust for the association shall henceforth be vested in the association to be held, used, administered and disposed of, subject to the provisions of this Act, in accordance with the constitution and by-laws of the association. Vesting of property.

3. All property vested by this Act in the association shall remain liable for the payment or satisfaction of any debts or any obligations heretofore contracted or incurred in respect thereto, to the same extent as it would have been liable therefor has this Act not been passed. Property liable for existing debts.

4. The association may acquire and hold in the City of Sarnia and the vicinity thereof, any real property or any Power to acquire and dispose of real estate.

Proviso.

estate or interest therein either by purchase, lease, gift, devise or bequest either absolutely or in trust, and may sell, transfer, exchange, mortgage, hypothecate, lease or otherwise alienate or dispose of the same or any part thereof and apply the proceeds of any such property for its purposes; provided that no land at any time acquired by the association and not required for its actual use and purposes, or by way of security for the payment of any loan, debt or guarantee, shall be held by it or by any trustee on its behalf for a longer period than seven years after it shall cease to be so required, but this proviso shall not be deemed in any wise to vary or otherwise affect any trust relating to such property.

Provisional directors.

5.—(1) The provisional directors of the association shall be the said Hope Harris Millholland, Floretta Ruth Sleeth, Mary Isabelle Logie, Vera Hanna Wilson, Janie Brenda LeSueur, Margaret Helen Sinclair, Chester Holdsworth Belton, William Gordon Link, Albert Lee Taylor, William David Ferguson, Aubrey William Oldham, George William Parker, Joseph William Simpson, Fred Harris Walker and Francis Peart Dawson, who shall hold office until the first annual general meeting of the members of the association, which shall be held not later than the 30th day of April, 1949.

Provisional constitution and by-laws.

(2) It shall be the duty of the provisional directors to adopt a provisional constitution and by-laws of the association and submit the same to the first annual general meeting of the members of the association for their consideration and confirmation, and the said provisional constitution and by-laws when so confirmed or as the same may be varied and amended at the said meeting shall be the constitution and by-laws of the association subject to any addition to, amendment or variation of or substitution for the same as may afterwards be made as provided for therein.

First directors.

(3) At the first annual general meeting the directors of the association shall be elected as provided for in the provisional constitution and by-laws, and the directors so elected shall hold office in accordance with the constitution and by-laws as finally confirmed and adopted at such meeting.

Copies of by-laws, etc., to be sent to members.

(4) The provisional directors shall furnish each member of the association with a copy of the provisional constitution and by-laws at least fourteen days prior to the date upon which the said first annual general meeting is to be held and shall at the same time give notice of such meeting to the members.

Officers.

6. The officers of the provisional board of directors of the association shall be the officers of the said association and shall retain their respective offices until others shall be elected

in their places, under the constitution and by-laws of the association.

7. The objects of the association shall be the spiritual, mental, social, educational and physical welfare and improvement of young men, boys, young women and girls by the erection, operation, maintenance and support of meetings, lectures, reading and recreation rooms, libraries, gymnasias, athletic grounds, summer camps, aquatic facilities, dormitories, lunch rooms, and such other means as may from time to time be determined upon, and to establish, maintain and operate branch associations in the City of Sarnia and the vicinity thereof, and the association may make all or part of its facilities and equipment available for use by such community organizations as may have as their object the general good of the citizens of the said City upon such terms and conditions as may be determined by the association. Objects of association.

8. The buildings, lands, equipment and undertaking of or used by the association so long as they are occupied by, and carried on for the purposes of the association, shall be exempt from taxation except for local improvements. Exemption from taxation.

9. The association may borrow money for its purposes upon its credit and may mortgage, hypothecate or pledge any of its real and personal property as security for any loan. Borrowing powers.

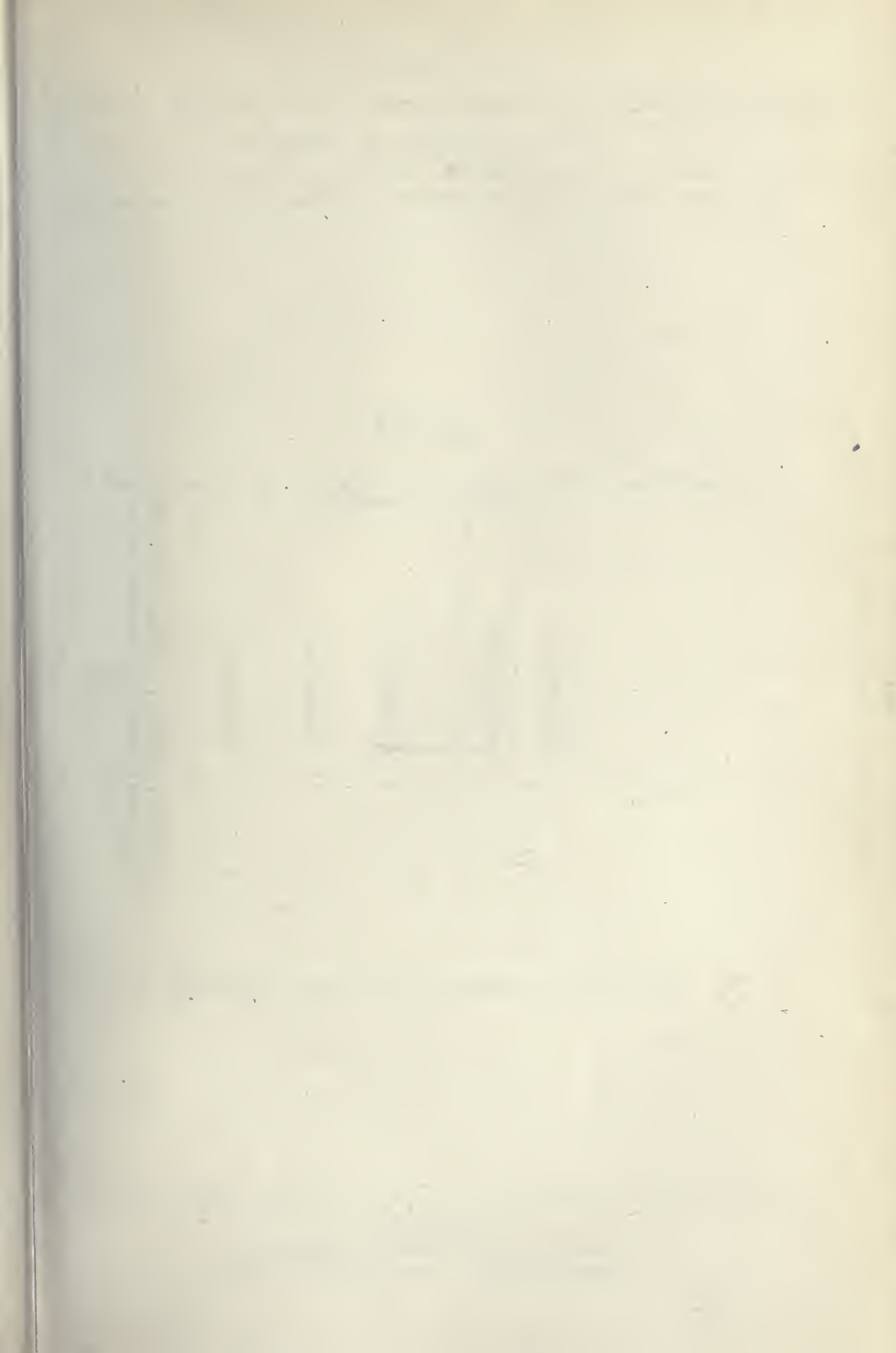
10. The association may establish an endowment fund for the purpose of promoting and extending its aims and objects and in furtherance of such purpose may obtain, set aside and hold subscriptions, donations, gifts and bequests under such regulations and conditions in respect thereto as may from time to time be decided upon by the board of directors. Endowment fund.

11. The association may lend money upon the security of real estate and may invest and re-invest any of its funds and moneys in any debentures of municipal or public school districts or corporations, Dominion or Provincial debentures, bonds, stocks, or in Dominion or Provincial securities, or in any security the payment of which is guaranteed by the Dominion of Canada or any province thereof, and for all purposes of any loan or investment it shall have all such rights and remedies for collection, enforcement or repayment thereof as any individual or corporation would have by law in the premises. Loans and investments.

12. The association may establish, aid or support such courses of technical, vocational or trades education as the board of directors of the association from time to time determine. Educational courses.

Commence-
ment of Act. **13.** This Act shall come into force on the day it receives
the Royal Assent.

Short title. **14.** This Act may be cited as *The Sarnia Young Men's and
Young Women's Christian Association Act, 1949.*



BILL.

An Act respecting the Sarnia Young Men's
and Young Women's Christian Association.

1st Reading

2nd Reading

3rd Reading

MR. CATHCART

(Private Bill)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Sarnia Young Men's and Young Women's
Christian Association.

MR. CATHCART

(Reprinted as amended by the Committee on Private Bills.)

TO THE HONORABLE THE ATTORNEY GENERAL
OF THE PROVINCE OF ONTARIO

IN REPLY TO YOUR LETTER OF THE 17TH INST.

PRINTED TO THE KING'S PRINTER BY
ALFRED AND HENRIETTA BARTON
TORONTO

BILL

An Act respecting the Sarnia Young Men's and Young Women's Christian Association.

WHEREAS the persons named in section 1 have prayed Preamble.
that an Act be passed to incorporate Sarnia Young Men's and Young Women's Christian Association as a body corporate and politic for the purposes and with the powers hereinafter provided; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Hope Harris Millholland, Floretta Ruth Sleeth, Mary Incorporation.
Isabelle Logie, Vera Hanna Wilson, Janie Brenda LeSueur, Margaret Helen Sinclair, Chester Holdsworth Belton, William Gordon Link, Albert Lee Taylor, William David Ferguson, Aubrey William Oldham, George William Parker, Joseph William Simpson, Fred Harris Walker, Francis Peart Dawson, and such other persons as are now members of the Sarnia Young Men's and Young Women's Christian Association or hereafter become members of the body corporate hereby created are hereby constituted a body corporate and politic under the name of "Sarnia Young Men's and Young Women's Christian Association", hereinafter called the "association".

2. All real and personal property belonging to or held in trust for the association shall henceforth be vested in the Vesting of property.
association to be held, used, administered and disposed of, subject to the provisions of this Act, in accordance with the constitution and by-laws of the association.

3. All property vested by this Act in the association shall remain liable for the payment or satisfaction of any debts or Property liable for existing debts.
any obligations heretofore contracted or incurred in respect thereto, to the same extent as it would have been liable therefor has this Act not been passed.

4. The association may acquire and hold in the City of Sarnia and the vicinity thereof, any real property or any Power to acquire and dispose of real estate.

Proviso.

estate or interest therein either by purchase, lease, gift, devise or bequest either absolutely or in trust, and may sell, transfer, exchange, mortgage, hypothecate, lease or otherwise alienate or dispose of the same or any part thereof and apply the proceeds of any such property for its purposes; provided that no land at any time acquired by the association and not required for its actual use and purposes, or by way of security for the payment of any loan, debt or guarantee, shall be held by it or by any trustee on its behalf for a longer period than seven years after it shall cease to be so required, but this proviso shall not be deemed in any wise to vary or otherwise affect any trust relating to such property.

Provisional directors.

5.—(1) The provisional directors of the association shall be the said Hope Harris Millholland, Floretta Ruth Sleeth, Mary Isabelle Logie, Vera Hanna Wilson, Janie Brenda LeSueur, Margaret Helen Sinclair, Chester Holdsworth Belton, William Gordon Link, Albert Lee Taylor, William David Ferguson, Aubrey William Oldham, George William Parker, Joseph William Simpson, Fred Harris Walker and Francis Peart Dawson, who shall hold office until the first annual general meeting of the members of the association, which shall be held not later than the 30th day of April, 1949.

Provisional constitution and by-laws.

(2) It shall be the duty of the provisional directors to adopt a provisional constitution and by-laws of the association and submit the same to the first annual general meeting of the members of the association for their consideration and confirmation, and the said provisional constitution and by-laws when so confirmed or as the same may be varied and amended at the said meeting shall be the constitution and by-laws of the association subject to any addition to, amendment or variation of or substitution for the same as may afterwards be made as provided for therein.

First directors.

(3) At the first annual general meeting the directors of the association shall be elected as provided for in the provisional constitution and by-laws, and the directors so elected shall hold office in accordance with the constitution and by-laws as finally confirmed and adopted at such meeting.

Copies of by-laws, etc., to be sent to members.

(4) The provisional directors shall furnish each member of the association with a copy of the provisional constitution and by-laws at least fourteen days prior to the date upon which the said first annual general meeting is to be held and shall at the same time give notice of such meeting to the members.

Officers.

6. The officers of the provisional board of directors of the association shall be the officers of the said association and shall retain their respective offices until others shall be elected

in their places, under the constitution and by-laws of the association.

7. The objects of the association shall be the spiritual, mental, social, educational and physical welfare and improvement of young men, boys, young women and girls by the erection, operation, maintenance and support of meetings, lectures, reading and recreation rooms, libraries, gymnasias, athletic grounds, summer camps, aquatic facilities, dormitories, lunch rooms, and such other means as may from time to time be determined upon, and to establish, maintain and operate branch associations in the City of Sarnia and the vicinity thereof, and the association may make all or part of its facilities and equipment available for use by such community organizations as may have as their object the general good of the citizens of the said City upon such terms and conditions as may be determined by the association. ^{Objects of association.}

8. The association may borrow money for its purposes upon its credit and may mortgage, hypothecate or pledge any of its real and personal property as security for any loan. ^{Borrowing powers.}

9. The association may establish an endowment fund for the purpose of promoting and extending its aims and objects and in furtherance of such purpose may obtain, set aside and hold subscriptions, donations, gifts and bequests under such regulations and conditions in respect thereto as may from time to time be decided upon by the board of directors. ^{Endowment fund.}

10. The association may lend money upon the security of real estate and may invest and re-invest any of its funds and moneys in any debentures of municipal or public school districts or corporations, Dominion or Provincial debentures, bonds, stocks, or in Dominion or Provincial securities, or in any security the payment of which is guaranteed by the Dominion of Canada or any province thereof, and for all purposes of any loan or investment it shall have all such rights and remedies for collection, enforcement or repayment thereof as any individual or corporation would have by law in the premises. ^{Loans and investments.}

11. The association may establish, aid or support such courses of technical, vocational or trades education as the board of directors of the association from time to time determine. ^{Educational courses.}

12. This Act shall come into force on the day it receives the Royal Assent. ^{Commencement of Act.}

13. This Act may be cited as *The Sarnia Young Men's and Young Women's Christian Association Act, 1949.* ^{Short title.}

Date	Particulars	Debit	Credit	Balance
Jan 1	To Balance			100.00
Jan 2	By Cash	50.00		150.00
Jan 3	To Cash		25.00	125.00
Jan 4	By Cash	75.00		200.00
Jan 5	To Cash		100.00	100.00
Jan 6	By Cash	150.00		250.00
Jan 7	To Cash		50.00	200.00
Jan 8	By Cash	100.00		300.00
Jan 9	To Cash		150.00	150.00
Jan 10	By Cash	200.00		350.00
Jan 11	To Cash		100.00	250.00
Jan 12	By Cash	150.00		400.00
Jan 13	To Cash		50.00	350.00
Jan 14	By Cash	100.00		450.00
Jan 15	To Cash		150.00	300.00
Jan 16	By Cash	200.00		500.00
Jan 17	To Cash		100.00	400.00
Jan 18	By Cash	150.00		550.00
Jan 19	To Cash		50.00	500.00
Jan 20	By Cash	100.00		600.00
Jan 21	To Cash		150.00	450.00
Jan 22	By Cash	200.00		650.00
Jan 23	To Cash		100.00	550.00
Jan 24	By Cash	150.00		700.00
Jan 25	To Cash		50.00	650.00
Jan 26	By Cash	100.00		750.00
Jan 27	To Cash		150.00	600.00
Jan 28	By Cash	200.00		800.00
Jan 29	To Cash		100.00	700.00
Jan 30	By Cash	150.00		850.00
Jan 31	To Cash		50.00	800.00

BILL

An Act respecting the Sarnia Young Men's
and Young Women's Christian Association.

1st Reading

March 10th, 1949

2nd Reading

3rd Reading

MR. CATHCART

*(Reprinted as amended by the Committee on
Private Bills.)*

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Sarnia Young Men's and Young Women's
Christian Association.

MR. CATHCART

BILL

An Act respecting the Sarnia Young Men's and Young Women's Christian Association.

WHEREAS the persons named in section 1 have prayed Preamble.
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2. All real and personal property belonging to or held in Vesting of property.
trust for the association shall henceforth be vested in the association to be held, used, administered and disposed of, subject to the provisions of this Act, in accordance with the constitution and by-laws of the association.

3. All property vested by this Act in the association shall Property liable for existing debts.
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Sarnia and the vicinity thereof, any real property or any

Proviso.

estate or interest therein either by purchase, lease, gift, devise or bequest either absolutely or in trust, and may sell, transfer, exchange, mortgage, hypothecate, lease or otherwise alienate or dispose of the same or any part thereof and apply the proceeds of any such property for its purposes; provided that no land at any time acquired by the association and not required for its actual use and purposes, or by way of security for the payment of any loan, debt or guarantee, shall be held by it or by any trustee on its behalf for a longer period than seven years after it shall cease to be so required, but this proviso shall not be deemed in any wise to vary or otherwise affect any trust relating to such property.

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8. The association may borrow money for its purposes upon its credit and may mortgage, hypothecate or pledge any of its real and personal property as security for any loan. ^{Borrowing powers.}

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11. The association may establish, aid or support such courses of technical, vocational or trades education as the board of directors of the association from time to time determine. ^{Educational courses.}

12. This Act shall come into force on the day it receives the Royal Assent. ^{Commencement of Act.}

13. This Act may be cited as *The Sarnia Young Men's and Young Women's Christian Association Act, 1949.* ^{Short title.}

BILL

An Act respecting the Sarnia Young Men's
and Young Women's Christian Association.

1st Reading

March 10th, 1949

2nd Reading

March 18th, 1949

3rd Reading

March 25th, 1949

MR. CATHCART

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Toronto.

MR. REA

(PRIVATE BILL)

BILL

An Act respecting the City of Toronto.

WHEREAS the Corporation of the City of Toronto by Preamble.
its petition has prayed for special legislation in respect
of the several matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. The agreement made between the Corporation of the City of Toronto and the Toronto Transportation Commission dated the 15th day of December, 1948, respecting the transfer of the ferry service to Toronto Island, set forth as Schedule A hereto, is hereby ratified and confirmed and declared to be legal, valid and binding upon the parties thereto and the rate-payers of the Corporation. Agreement for transfer of ferry service to Toronto Transportation Commission validated.

2.—(1) The council of the Corporation may from time to time, as a preliminary step to the widening of a street or highway or any portion thereof when such street or highway has buildings thereon built out to the street line, pass a by-law or by-laws fixing as a building line the distance from the limit of the street (which distance shall not be more than twenty feet) at which any building to be thereafter erected abutting on such street or highway or portion thereof may be erected or placed, and for prohibiting the erection or placing of any such building, or portion of same, closer to the limit of the street than the distance fixed by the by-law. Prescription of street building line.

(2) A by-law passed under subsection 1 shall not take effect until it is approved by the Ontario Municipal Board and when so approved shall not be amended or repealed except with leave of the Board and on such terms as the Board may determine. Approval of Municipal Board.

(3) A by-law passed under subsection 1 shall not prevent the erection or placing closer to the line of the street than the distance fixed by the by-law of any one-storey shop or building front of such temporary character, conformable to the existing building by-laws and regulations, as may be reasonable. Exception of one-storey shops.

Compulsory
street
widening.

(4) After such a by-law has been passed and approved by the Ontario Municipal Board, it shall be the duty of the Corporation to acquire or expropriate the land on that side of the street or highway lying between the limit thereof and the building line fixed by the by-law in any portion of such street or highway lying between two intersecting streets,—

(a) when three-fourths of the land fronting and abutting on such portion has become occupied by buildings, other than one-storey shop or building fronts, built to conform to the building line fixed by the by-law; or

(b) at any time after the expiration of ten years from the date of the by-law upon petition in writing of the majority of the owners of property affected by the by-law in any such portion.

Compensation when
land cleared.

(5) Where any owner of land clears that part thereof lying between the limit of the street or highway and the building line fixed by the by-law and conveys such part to the Corporation, the Corporation shall be liable for compensation to the owner or the persons entitled thereto to the same extent as if the by-law had been passed to widen the street or highway.

Limitation
of compensation.

(6) In determining the compensation payable by the Corporation for the taking of lands for the widening of a portion of a street or highway in respect to which a building line has been fixed under this section, the Corporation shall not be liable to pay compensation for or in respect to any building erected in contravention of the by-law fixing the building line.

Exercise of
authority
not to give
rise to
claims.

(7) Notwithstanding anything to the contrary in any Act and except as provided in subsection 5, the Corporation shall not be liable to pay any compensation or damages by reason of having passed a by-law under subsection 1.

Extension of
time to make
and complete
assessment
for 1949.

Rev. Stat.,
c. 272.

3.—(1) The time within which the assessment roll of each ward in the City of Toronto should have been taken and returned in the year 1948 as required by *The Assessment Act* is hereby extended to and including the 1st day of June, 1949.

Idem.

(2) The assessment rolls referred to in subsection 1 when returned and revised by the court of revision shall have the same validity and effect as if such assessment rolls had been returned and revised in the year 1948 and within the times prescribed by *The Assessment Act*.

Rights of
appeal
preserved.

(3) Notwithstanding anything herein contained the statutory rights of appeal of all persons and the times for appealing

to the court of revision, the county judge, the Ontario Municipal Board and every court to which an appeal may be made in respect of the assessment roll of each ward are preserved and continued to such extent as may be necessary to give effect to this section.

4.—(1) Notwithstanding the provisions of sections 50 and 51 of *The Assessment Act*, the council of the Corporation may by by-law provide,— Assessment of railway lands. Rev. Stat., c. 272.

(a) that a steam railway company occupying or using the building and land of the Royal York Hotel, or such portion thereof as may be set forth in the by-law, for the purpose of or in connection with a business shall be subject to business assessment and taxation to the same extent and in like manner as if such Hotel were not occupied or used by a steam railway company; Royal York Hotel business assessment.

(b) that a building on railway lands in the City of Toronto used for producing steam for heating purposes shall be subject to assessment and taxation; and that a steam railway company occupying or using such building shall be subject to business assessment and taxation in respect of the building and the land on which it stands to the same extent and in like manner as if such building were not on railway lands; and Assessment of steam plant.

(c) that a new assessment shall be made in 1949 of the lands and buildings of steam railway companies liable to assessment. Authority to make new assessment.

(2) A by-law pursuant to this section passed before the 1st day of May in any year shall apply to the assessment made in the current year upon which taxes shall be levied in the following year, but where the assessment of business is made and levied upon in the same year such by-law shall apply to the assessment and levy made in the current year; and every steam railway company shall transmit to the city clerk the statement referred to in subsection 1 of section 50 of *The Assessment Act* within six weeks after the passing of the by-law. Application of by-law. Rev. Stat., c. 272.

(3) Except as provided in a by-law passed under this section, the provisions of sections 50 and 51 of *The Assessment Act* shall continue to apply to the assessment and taxation of steam railway companies. Effect of ss. 50 and 51 of *The Assessment Act* continued.

(4) Notwithstanding section 51 of *The Assessment Act*, in the event of a by-law being passed by the council of the Corporation to provide a three-year rotary system of assessment, Adoption of three-year rotary system of assessment.

every steam railway shall be assessed in the same year as lands and buildings located in Ward 3 in the City of Toronto and the roll of any ward may be opened for the purpose of giving effect thereto.

Consolidation of surplus funds for North West Grade Separation Works.

5. Any surplus funds remaining in the hands of the treasurer from debentures issued for any of the works included in the North West Grade Separation may be used for paying the corporation's share of the cost of any of the North West Grade Separation works or any other works for the separation of highway and railway grades in and adjoining the City of Toronto which have been or may be ordered by the Board of Railway Commissioners for Canada, or to redeem before maturity debentures issued for any such works.

Authority to issue non-redeemable debentures.

6. The council of the Corporation may in a money by-law provide for the issue of debentures without provision therein that all the debentures or a portion thereof shall be redeemable at the option of the Corporation on any date prior to maturity.

Mechanical signing devices authorized.

7. The council of the Corporation may, by by-law, provide that the treasurer, the deputy treasurer, the city auditor, the deputy city auditor or any other official authorized or required to sign or countersign cheques issued by the treasurer on behalf of the Corporation may affix the signature of any of them by the use of mechanical signing devices; and may also by by-law provide that the signature of any of them may be written, stamped, lithographed or engraved on such cheques but in that case the by-law shall provide that at least one of the persons signing or countersigning any such cheque shall write his signature in his own hand.

Confirmation of tax sales and conveyances.

8.—(1) All sales of land within the City of Toronto made since the 1st day of January, 1945, and prior to the 1st day of January, 1948, and purporting to have been made by the Corporation of the City of Toronto or its treasurer for arrears of taxes payable to the Corporation, with respect to the lands so sold, are confirmed and declared to be legal, valid and binding, and every conveyance of land so sold purporting to have been executed as required by *The Assessment Act* and purporting to convey such land to the purchaser thereof, his heirs and assigns, or its successors and assigns, is also confirmed and declared to be legal, valid and binding and shall be deemed to have had the effect of vesting such land in the purchaser, his heirs, assigns or legal representatives, in fee simple or otherwise, according to the nature of the estate or interest sold, clear of and free from all right and interest of the owner thereof at the time of such sale and clear of and free from all charges and encumbrances thereon and dower therein except taxes accruing after those for non-payment of which such land was so sold.

Rev. Stat., c. 272.

(2) Subsection 1 shall have force and effect only where the treasurer has complied with subsection 2 of section 178 of *The Assessment Act*, and a statutory declaration of the treasurer as to such compliance shall be conclusive proof thereof.

Application
of section.
Rev. Stat.,
c. 272.

(3) Nothing in this section shall affect or prejudice the right of any person in any action, litigation or other proceeding now pending, and any such action, litigation or other proceeding may be continued and finally adjudicated in the same manner and to the same extent as if this section had not been passed.

Exception
as to
pending
litigation.

9. The council of the Corporation may by by-law exempt from taxation a parcel of land not exceeding four feet six inches in width lying immediately to the south of and adjoining the premises now known as 82 Bond Street, which parcel has been acquired by the William Lyon Mackenzie Homestead Foundation for the purpose of an addition to 82 Bond Street, provided that the exemption shall have effect only so long as the said parcel of land and the said premises are maintained as an historical site.

By-law
authorized
re W. L.
Mackenzie
home.

10.—(1) The council of the Corporation may, with the assent of the electors qualified to vote on money by-laws or with the approval of the Minister of Municipal Affairs, pass a by-law increasing the partial exemption from taxation of dwelling houses in the City of Toronto, by providing that taxes and rates, except for school purposes, on dwelling houses assessed for not more than \$5,600 shall be levied and imposed on such percentage of the assessed value according to the classification of dwelling houses as the by-law may provide.

Provision
for increas-
ing partial
exemption
from taxa-
tion of
dwelling
houses.

(2) A by-law passed under this section,—

- (a) may make the percentage apply on the total assessment of the land and buildings used for dwelling house purposes or only on the assessed value of the building used for such purposes;
- (b) may be made applicable to all dwelling houses within the meaning of section 40 of *The Assessment Act* or only to such of those dwelling houses as are occupied by the owners;
- (c) may provide for the repeal of a by-law passed pursuant to section 40 of *The Assessment Act* without the assent of the electors qualified to vote on money by-laws; and
- (d) may be repealed or amended from time to time with the assent of the electors qualified to vote on money by-laws or with the approval of the Minister of Municipal Affairs.

Application
of percentage
to value of
building
only.

Application
of by-law to
owner-
occupied
dwellings
only.

Authority to
repeal exist-
ing by-law.

Authority to
repeal or
amend by-
law passed
under this
section.

By-law to
control
rodents
authorized.

11.—(1) The council of the Corporation may pass by-laws for requiring the owners and occupants of lands, buildings and structures, except private dwellings, to maintain such lands, buildings and structures in a rodent-free condition; and for that purpose the by-law may provide,—

(a) for regulating,

- (i) the keeping or storing of food or fodder,
- (ii) the keeping of fowl or animals, and
- (iii) the keeping and disposal of refuse, wastes and other things,

that may attract rodents;

(b) for authorizing the local board of health to order the owner or occupant of any premises,

- (i) to clean or disinfest the same,
- (ii) to keep food, fodder or refuse in rodent-proof containers,
- (iii) to keep fowl or animals only in rodent-proof structures, and
- (iv) to do such other things as may be deemed necessary by the board,

to avoid the spread of disease or damage to property by rodents;

(c) for authorizing the local board of health to prohibit the use of premises which are infested with rodents until the owner or occupant of such premises complies with an order of the board for disinfestation of such premises.

Inspection
of premises.

(2) The medical officer of health, any member of the local board of health, and any inspector or other person acting under the instructions of any of them, may enter, inspect and examine, as often as he thinks necessary, any lands, buildings or structures, except private dwellings, within the municipality, for the purpose of enforcing the provisions of a by-law passed under this section and for the purpose of ascertaining whether the owner or occupant has complied with any order made pursuant to such by-law, and any person in charge of such premises for the time being shall render such aid to the medical officer of health or other person as may be necessary.

(3) The council of the Corporation may pass by-laws for licensing, governing and regulating persons engaged in the business of rodent control and extermination, for prohibiting anyone from engaging in such business without a licence, and for revoking any licence.

Licensing
persons in
rodent-
control
business.

(a) The fee for such licence shall not exceed \$10 per year.

Limitation
of licence
fee.

(4) The provisions of Part XXI of *The Municipal Act* relating to the power to impose penalties and enforce by-laws shall apply *mutatis mutandis* to any by-law, and to any order made thereunder, passed under this section.

Power to
enforce
by-laws.
Rev. Stat.,
c. 266.

12. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

13. This Act may be cited as *The City of Toronto Act*, 1949.

Short title.

SCHEDULE A

THIS AGREEMENT, made in triplicate, this 15th day of December, 1948.

BETWEEN:

THE CORPORATION OF THE CITY OF TORONTO, hereinafter called "the City",

OF THE FIRST PART,

—and—

THE TORONTO TRANSPORTATION COMMISSION, hereinafter called "the Commission",

OF THE SECOND PART,

WHEREAS by an Act passed by the Legislature of the Province of Ontario in the sixteenth year of the reign of His late Majesty, King George V, Chaptered 100, the City may acquire, equip, own, control and operate vessels for transporting passengers and freight across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island, and may acquire, lease, construct, equip, maintain and operate all wharves, docks, offices and other buildings or erections required for or in connection with the proper operation of such vessels and may enter into such agreements as may be necessary to entrust the control, maintenance, operation and management of any vessels, wharves, docks or other property acquired by the City under the provisions of the said Act, to any person or corporation for such period of time and upon such conditions as may be set out in such agreement; and

WHEREAS for the purpose of so transporting passengers and freight, the City,—

- (a) has acquired the passenger and freight boats, the scow, the hand trucks and the equipment hereinafter more particularly described together with certain wharf properties, and
- (b) by a Lease dated the 19th day of March, 1938, hereinafter referred to as "the 1938 Lease", did lease from The Toronto Harbour Commissioners certain other wharf properties as in the 1938 Lease mentioned for and during the term of ten (10) years from the 1st day of May, 1936, at the rent and upon the terms and conditions all as in the 1938 Lease mentioned and set forth; and

WHEREAS since the expiration of the 1938 Lease The Toronto Harbour Commissioners, pending settlement of the terms and conditions of a new lease to the City from the 1st day of May, 1946, of the wharf properties mentioned in the 1938 Lease, have permitted the City to continue in possession of such wharf properties at the same rent, for the same purposes and upon the same terms and conditions, except as to length of tenure as reserved and contained in the 1938 Lease; and

WHEREAS by an Agreement dated the 25th day of July, 1927, made between the City and the Commission (which Agreement was declared to be legal, valid and binding upon the parties thereto by certain several Acts passed by the Legislature of the Province of Ontario and finally by *The City of Toronto Act, 1935*, as amended by *The City of Toronto Act, 1936*), the City entrusted to the Commission upon the terms and conditions as in such Agreement mentioned and set forth, the control, maintenance, management and operation of the boats, scow, equipment and wharf properties hereinbefore referred to for the purpose of furnishing as far as is reasonably necessary a passenger and freight service between the mainland of the City of Toronto and Toronto Island; and

WHEREAS the ferry boat known as the "Sam McBride", being one of the boats hereinbefore referred to, was purchased by the City in the year 1940 and the cost of the same was financed by the issue of serial instalment debentures under the provisions of By-law No. 15512 of the City; and

WHEREAS as appears by Report No. 1 of the Board of Control of the City as adopted in Council on the 20th day of January, 1947, the City authorized the acceptance of the tender of the Toronto Dry Dock Company Limited dated the 18th day of November, 1946, for the construction of a double-end screw steel ferry boat for use in the aforesaid passenger and freight service, which ferry boat is now under construction and is to be named and hereinafter referred to as "the Thomas Rennie"; and

WHEREAS as appears by Report No. 10 of the said Board of Control (as adopted in Council on the 1st day of April, 1948), it is recommended that as and from the effective date of this Agreement the aforesaid passenger and freight service be operated by the Commission under the terms and conditions hereinafter set forth instead of under the terms and conditions of the said Agreement dated the 25th day of July, 1927;

NOW THEREFORE THIS AGREEMENT WITNESSETH, that the parties hereto hereby mutually covenant and agree as follows:

1. The City hereby grants to the Commission the exclusive right (with the exceptions therefrom set forth below), to transport during the periods of navigation only passengers and freight for hire, gain, reward or profit or hope thereof, across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island, such periods of navigation to be the period in each year between approximately the 1st day of April and the 30th day of November, and notwithstanding any By-law or By-laws of the City the means of providing such transportation service and the extent and frequency of the same within the periods of navigation to be such as the Commission, in its sole discretion may from time to time determine. The following are the exceptions referred to above:

- (1) the right of the City to rent its scows for the purpose of transporting personal property across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island and to charge and collect towage fees for the towing of such scows by its tugs,
- (2) the right of The Toronto Harbour Commissioners to transport for hire, gain, reward or profit or hope thereof, passengers and freight destined for the Toronto Island Airport of the City from the mainland of the City of Toronto or destined for such mainland from such Airport, from the mainland of the City of Toronto to the said Airport or from such Airport to such mainland,
- (3) the right of The Toronto Harbour Commissioners to transport for hire, gain, reward or profit or hope thereof, passengers requiring prompt medical attention or hospitalization by reason of illness or injuries, across the waters of Toronto Bay from any point or points on Toronto Island to any point or points on the mainland of the City of Toronto, and
- (4) the right of any present private club to transport its own members and their guests and its and their freight whether for hire, gain, reward or profit or hope thereof or otherwise, across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island.

2. The City hereby grants and transfers to the Commission the ownership of the following boat, scow and equipment, that is to say:

- (1) one (1) freight motor launch known as the "Buttercup", together with all her equipment,
- (2) one (1) freight scow known as "Scow No. 1", together with all its equipment,
- (3) sixteen (16) freight hand trucks and equipment connected with the operation of the freight transportation service entrusted by the City to the Commission by the said Agreement dated the 25th day of July, 1927, which trucks and equipment are now located in, on or about the several wharf properties hereinafter referred to, and

- (4) all other existing sundry and miscellaneous equipment pertaining to the operation of the passenger and freight transportation service entrusted by the City to the Commission by such Agreement.

3. The City will transfer forthwith to the Commission the ownership of the following boats and equipment, that is to say:

- (1) five (5) ferry boats known respectively as the "Trillium", the "Bluebell", the "William Inglis", the "Sam McBride" and the "T. J. Clark", together with all their respective equipment, and
- (2) one (1) freight motor tug known as the "Aylmer", together with all her equipment.

4. The City hereby grants exclusive permission to the Commission to use and occupy only in connection with the exercise by the Commission of the right to transport passengers and freight hereby granted and in such connection for the purpose only of the embarking and disembarking of passengers, the landing and loading of freight and the operation of refreshment stands or booths and parcel checking offices for the use of the public certain wharf properties free from all dock rentals and/or wharfage charges, as follows, namely:

A. CITY WHARF PROPERTIES

- (1) the wharf and dock at Hanlan's Point on Toronto Island known as Hanlan's Point Dock, together with the shelter, office and waiting rooms in connection therewith,
- (2) the easterly portion of the wharves on Toronto Island known as Ward's Island Docks,

B. HARBOUR WHARF PROPERTIES

- (1) the wharf at Manitou Road on Toronto Island known as Manitou Dock (leased to the City), together with the adjoining freight sheds erected on park lands owned by the City,
- (2) the westerly portion (leased to the City), of the said Ward's Island Docks together with all structures in connection with such westerly portion,
- (3) the wharf (leased to the City), at Island Park on Toronto Island known as Centre Island Dock, and
- (4) the wharves (leased to the City), on the mainland of the City of Toronto at the foot of York Street known as the Mainland Docks, together with the waiting rooms and all other structures in connection therewith;

PROVIDED, HOWEVER, that the permission to use and occupy the Harbour Wharf Properties granted to the Commission by this clause shall be only for and during such period of time as The Toronto Harbour Commissioners shall permit the City to continue in possession of the Harbour Wharf Properties at the same rent, for the same purposes and upon the same terms and conditions, except as to length of tenure, as reserved and contained in the 1938 Lease, and for and during the term or terms of years of any future lease or leases of the Harbour Wharf Properties that may be granted by The Toronto Harbour Commissioners to the City and shall be subject to all the terms, provisoes, covenants, agreements and rights of The Toronto Harbour Commissioners in the 1938 Lease and in any such future lease or leases contained and reserved, except the covenants to pay rent, to pay taxes, to repair and to keep up fences; and the City hereby expressly covenants and agrees with the Commission to use its best endeavours to obtain from The Toronto Harbour Commissioners such future lease or leases of the Harbour Wharf Properties, any such future lease or leases of the Mainland Docks to include similar rights of access to the Mainland Docks from Queen's Quay as those granted to the City by the 1938 Lease; provided, however further, that in the event of the City failing to obtain such future lease or leases the City shall provide in

substitution for the Harbour Wharf Properties such other wharf properties of such a nature and in such locations and with such rights of access thereto as shall be satisfactory to the Commission and the Commission shall have the exclusive right to use and occupy such other wharf properties free from all dock rentals and/or wharfage charges only in the same connection and for the same purpose as the Commission by this clause is granted permission to use and occupy the City Wharf Properties, such other wharf properties being hereinafter referred to as "the Substituted Wharf Properties".

5. The City at its own cost and expense and so long as the City Wharf Properties and the Harbour Wharf Properties or the Substituted Wharf Properties, as the case may be, or any of them, are or is used and occupied by the Commission under the provisions of this Agreement, shall undertake and carry out, or cause to be undertaken and carried out, all reasonable and necessary maintenance, repairs and reconstructions to and of the so used and occupied Wharf Properties and to and of all structures, guide piles, platforms and fences in and around the same, except only maintenance, repairs and/or reconstruction caused by the negligent acts whether of commission or omission of the Commission and/or its employees or either or any of them, such maintenance, repairs, and reconstruction to be undertaken and carried out by the City to include without limiting the generality of the foregoing, the provision and maintenance of all necessary lighting, plumbing and fire protection apparatus necessary for such structures and all marine work and repairs to wharves and docks and the dredging of channels and wharves necessary for the operation of the passenger and freight transportation service hereby granted to the Commission and except as aforesaid shall keep all structures and fences in and around the Wharf Properties so used and occupied in a good state of repair and painted annually so as to present an attractive appearance at all times; provided, however, and it is hereby expressly declared and agreed by and between the parties hereto, that whenever and so often as any such maintenance, repairs and/or reconstruction to be undertaken and carried out by the City is required in the reasonable opinion of the Commission, the Commission shall give the City notice thereof in writing, and the City as soon as may be reasonably possible thereafter shall undertake and carry out or cause to be undertaken and carried out the maintenance, repairs and/or reconstruction specified in the notice and in default of the City so doing the Commission may undertake and carry out such work at the cost and expense of the City and the amount thereof shall be a debt due and owing by the City to the Commission.

6. The Commission from and after the effective date of this Agreement shall assume liability for the outstanding debt on the capital expenditure made for the purchase of the said ferry boat the "Sam McBride" and will from time to time furnish the City on demand with all moneys required to make payments of the principal and interest of such debt according to the Schedule contained in the said By-law No. 15512.

7. The title to the Thomas Rennie shall be taken in the name of the Commission, and the Commission shall assume and pay the total cost of the Thomas Rennie.

8. The Commission shall assume responsibility for all accidents, injuries, loss and/or damage to any person, corporation including the City, beast, article or thing whatsoever which may occur on, in or in connection with the operation of the aforesaid five ferry boats, freight motor tug, freight motor launch and freight scow or any of them and/or in, on or in connection with the operation of any additions thereto including the Thomas Rennie or substitutes thereof or any of them, and the Commission from time to time and at all times after the effective date of this Agreement shall well and truly save, defend and keep harmless and fully indemnify the City of, from and against all loss, costs, charges, damages, expenses, claims and demands whatsoever which the City at any time or times after the effective date of this Agreement may bear, sustain, suffer, be at or be put unto for or by reason or on account of any such accident, injury, loss and/or damage and/or anything in any matter relating thereto.

9. The Commission shall assume all of the insurance on the boats, scow and ferry equipment transferred or agreed to be transferred to the

Commission by this Agreement and shall on and after the effective date of this Agreement pay all premiums in respect to such insurance, and the City shall pay The Workmen's Compensation Board any amounts that such Board has awarded or may in future award in respect of injuries sustained prior to the effective date of this Agreement by workmen who were employed by the Commission in the operation of the passenger and freight transportation service entrusted by the City to the Commission by the said Agreement dated the 25th day of July, 1927.

10. The City shall assume responsibility for all accidents, injuries, loss and/or damage to any person, corporation including the Commission, beast, article or thing whatsoever which may occur on, in or about the City Wharf Properties, the Harbour Wharf Properties and/or the Substituted Wharf Properties, or any of them, while the same are or is used and occupied by the Commission under the provisions of this Agreement except only those of such accidents, injuries, loss and/or damage caused by the negligent acts whether of commission or omission of the Commission and/or its employees or either or any of them, and whenever and so often as any such accident, injury, loss and/or damage shall occur and the Commission shall have knowledge of the same, it shall forthwith notify in writing the Treasurer of the City as to the same together with all pertinent information in regard thereto.

11. The Commission shall during the period of navigation in each year provide, as far as is reasonably necessary, a passenger and freight service between the mainland of the City of Toronto and Toronto Island and between the docks on Toronto Island and in the provision of such service the Commission notwithstanding any By-law or By-laws of the City may charge such freight charges, tolls and passenger fares in addition to street car and bus fares as the Commission in its sole discretion may from time to time determine as necessary to make such service self-sustaining if possible; provided, however, and it is hereby expressly so declared and agreed by and between the parties hereto, that notwithstanding anything to the contrary herein contained, the fare to be charged passengers from time to time by the Commission for each regularly scheduled trip of the said five ferry boats or any additions thereto or substitutes thereof between the mainland of the City of Toronto and Toronto Island shall not exceed the fare from time to time charged passengers using the street cars operated by the Commission within the limits of the municipality of the City of Toronto.

12. That all revenues derived by the Commission from the exercise of the right and privileges granted by this Agreement together with all revenues derived from the operation by the Commission of refreshment stands or booths and parcel checking offices in or on the City Wharf Properties and the Harbour Wharf Properties or the Substituted Wharf Properties, as the case may be, shall belong to and be the sole property of the Commission absolutely.

13. That upon the construction of a bridge or tunnel connecting Toronto Island (exclusive of the Toronto Island Airport) with the mainland of the City of Toronto the City shall reimburse the Commission for all loss, including capital loss, caused by such construction to the passenger and freight transportation service between the mainland of the City of Toronto and Toronto Island operated by the Commission in the exercise of the right granted by this Agreement, and the amount of such reimbursement shall be determined by mutual agreement between the parties hereto or failing such by arbitration under the provisions of *The Municipal Arbitrations Act*, and in addition to such reimbursement the Commission upon the completion of the construction of such a bridge or tunnel shall have the right to curtail or discontinue at its option such passenger and freight transportation service notwithstanding the provisions of this Agreement.

14. That the said Agreement dated the 25th day of July, 1927, shall terminate and all rights and liabilities of the parties thereto thereunder shall cease and determine all as of the effective date of this Agreement.

15. In respect to this Agreement the Commission shall not be required to comply with any of the provisions of By-law No. 7571 of the City as amended, or of any by-law passed in substitution therefor.

16. That this Agreement shall have no force or effect until the same is validated and confirmed by the Legislature of the Province of Ontario and upon being validated and confirmed shall be effective as of the 1st day of January, 1948.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective Corporate Seals attested by the hands of their respective proper officers in that behalf duly authorized.

<p>SIGNED, SEALED AND DELIVERED</p> <p>in the presence of</p> <p>Authorized by Report No. 10 of the Board of Control, adopted in Council, April 1st, 1948.</p> <p>GEO. WEALE, <i>City Clerk.</i> S13/12/48.</p>	<p>THE CORPORATION OF THE CITY OF TORONTO.</p> <p>H. E. McCALLUM, <i>Mayor.</i> (Seal)</p> <p>G. A. LASCELLES, <i>Treasurer.</i></p> <p>THE TORONTO TRANSPORTATION COM- MISSION.</p> <p>WM. C. MCBRIEN, <i>Chairman.</i> (Seal)</p> <p>C. A. WARD, <i>Secretary.</i></p>
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BILL

An Act respecting the City of Toronto.

1st Reading

2nd Reading

3rd Reading

MR. REA

(Private Bill)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Toronto.

MR. REA

(Reprinted as amended by the Committee on Private Bills.)

No. 23

1949

BILL

An Act respecting the City of Toronto.

WHEREAS the Corporation of the City of Toronto by Preamble.
its petition has prayed for special legislation in respect
of the several matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1.—(1) The agreement made between the Corporation of Agreement
for transfer
of ferry
service to
Toronto
Transporta-
tion Com-
mission
validated.
the City of Toronto and the Toronto Transportation Commis-
sion dated the 15th day of December, 1948, respecting the
transfer of the ferry service to Toronto Island, set forth as
Schedule A hereto, is hereby ratified and confirmed and
declared to be legal, valid and binding upon the parties thereto
and the ratepayers of the Corporation.

(2) The said agreement shall expire on the 31st day of Term of
agreement.
December, 1954.

2.—(1) The council of the Corporation may from time to Prescription
of street
building
line.
time, as a preliminary step to the widening of a street or
highway or any portion thereof when such street or highway
has buildings thereon built out to the street line, pass a by-law
or by-laws fixing as a building line the distance from the limit
of the street (which distance shall not be more than twenty
feet) at which any building to be thereafter erected abutting
on such street or highway or portion thereof may be erected
or placed, and for prohibiting the erection or placing of any
such building, or portion of same, closer to the limit of the
street than the distance fixed by the by-law.

(2) A by-law passed under subsection 1 shall not take effect Approval of
Municipal
Board.
until it is approved by the Ontario Municipal Board and when
so approved shall not be amended or repealed except with
leave of the Board and on such terms as the Board may
determine.

(3) A by-law passed under subsection 1 shall not prevent Exception of
one-storey
shops.
the erection or placing closer to the line of the street than the

distance fixed by the by-law of any one-storey shop or building front of such temporary character, conformable to the existing building by-laws and regulations, as may be reasonable.

Compulsory
street
widening.

(4) After such a by-law has been passed and approved by the Ontario Municipal Board, it shall be the duty of the Corporation to acquire or expropriate the land on that side of the street or highway lying between the limit thereof and the building line fixed by the by-law in any portion of such street or highway lying between two intersecting streets,—

- (a) when three-fourths of the land fronting and abutting on such portion has become occupied by buildings, other than one-storey shop or building fronts, built to conform to the building line fixed by the by-law; or
- (b) at any time after the expiration of ten years from the date of the by-law upon petition in writing of the majority of the owners of property affected by the by-law in any such portion.

Compensation
when
land cleared.

(5) Where any owner of land clears that part thereof lying between the limit of the street or highway and the building line fixed by the by-law and offers to convey such part to the Corporation, the Corporation shall accept such conveyance and shall be liable for compensation to the owner or the persons entitled thereto to the same extent as if the by-law had been passed to widen the street or highway.

Limitation
of com-
pensation.

(6) In determining the compensation payable by the Corporation for the taking of lands for the widening of a portion of a street or highway in respect to which a building line has been fixed under this section, the Corporation shall not be liable to pay compensation for or in respect to any building erected in contravention of the by-law fixing the building line.

Exercise of
authority
not to give
rise to
claims.

(7) Notwithstanding anything to the contrary in any Act and except as provided in subsection 5, the Corporation shall not be liable to pay any compensation or damages by reason of having passed a by-law under subsection 1.

Extension of
time to make
and complete
assessment
for 1949.

Rev. Stat.,
c. 272.

Idem.

3.—(1) The time within which the assessment roll of each ward in the City of Toronto should have been taken and returned in the year 1948 as required by *The Assessment Act* is hereby extended to and including the 1st day of June, 1949.

(2) The assessment rolls referred to in subsection 1 when returned and revised by the court of revision shall have the same validity and effect as if such assessment rolls had been

returned and revised in the year 1948 and within the times prescribed by *The Assessment Act*.

(3) Notwithstanding anything herein contained the statutory rights of appeal of all persons and the times for appealing to the court of revision, the county judge, the Ontario Municipal Board and every court to which an appeal may be made in respect of the assessment roll of each ward are preserved and continued to such extent as may be necessary to give effect to this section. Rights of appeal preserved.

(4) The Toronto and Suburban Separate School Board may forthwith appoint an equalization commission to perform in the year 1949 the duties set out in subsection 2 of section 8 of *The Toronto and Suburban Separate School Board Act, 1941*. Equalization of separate school rates. 1941, c. 82.

4. Any surplus funds remaining in the hands of the treasurer from debentures issued for any of the works included in the North West Grade Separation may be used for paying the corporation's share of the cost of any of the North West Grade Separation works or any other works for the separation of highway and railway grades in and adjoining the City of Toronto which have been or may be ordered by the Board of Railway Commissioners for Canada, or to redeem before maturity debentures issued for any such works. Consolidation of surplus funds for North West Grade Separation Works.

5. The council of the Corporation may in a money by-law provide for the issue of debentures payable in not more than ten years without provision therein that all the debentures or a portion thereof shall be redeemable at the option of the Corporation on any date prior to maturity. Authority to issue non-redeemable debentures.

6. The council of the Corporation may, by by-law, provide that the treasurer, the deputy treasurer, the city auditor, the deputy city auditor or any other official authorized or required to sign or countersign cheques issued by the treasurer on behalf of the Corporation may affix the signature of any of them by the use of mechanical signing devices; and may also by by-law provide that the signature of any of them may be written, stamped, lithographed or engraved on such cheques but in that case the by-law shall provide that at least one of the persons signing or countersigning any such cheque shall write his signature in his own hand. Mechanical signing devices authorized.

7.—(1) All sales of land within the City of Toronto made since the 1st day of January, 1945, and prior to the 1st day of January, 1948, and purporting to have been made by the Corporation of the City of Toronto or its treasurer for arrears of taxes payable to the Corporation, with respect to the lands so sold, are confirmed and declared to be legal, valid and Confirmation of tax sales and conveyances.

Rev. Stat.,
c. 272.

binding, and every conveyance of land so sold purporting to have been executed as required by *The Assessment Act* and purporting to convey such land to the purchaser thereof, his heirs and assigns, or its successors and assigns, is also confirmed and declared to be legal, valid and binding and shall be deemed to have had the effect of vesting such land in the purchaser, his heirs, assigns or legal representatives, in fee simple or otherwise, according to the nature of the estate or interest sold, clear of and free from all right and interest of the owner thereof at the time of such sale and clear of and free from all charges and encumbrances thereon and dower therein except taxes accruing after those for non-payment of which such land was so sold.

Application
of section.

Rev. Stat.,
c. 272.

(2) Subsection 1 shall have force and effect only where the treasurer has complied with subsection 2 of section 178 of *The Assessment Act*, and a statutory declaration of the treasurer as to such compliance shall be conclusive proof thereof.

Exception
as to
pending
litigation.

(3) Nothing in this section shall affect or prejudice the right of any person in any action, litigation or other proceeding now pending, and any such action, litigation or other proceeding may be continued and finally adjudicated in the same manner and to the same extent as if this section had not been passed.

By-law
authorized
re W. L.
Mackenzie
home.

8. The council of the Corporation may by by-law exempt from taxation a parcel of land not exceeding four feet six inches in width lying immediately to the south of and adjoining the premises now known as 82 Bond Street, which parcel has been acquired by the William Lyon Mackenzie Homestead Foundation for the purpose of an addition to 82 Bond Street, provided that the exemption shall have effect only so long as the said parcel of land and the said premises are maintained as an historical site.

Provision
for increas-
ing partial
exemption
from taxa-
tion of
dwelling
houses.

9.—(1) The council of the Corporation may, with the assent of the electors qualified to vote on money by-laws or with the approval of the Minister of Municipal Affairs, pass a by-law increasing the partial exemption from taxation of dwelling houses in the City of Toronto, by providing that taxes and rates, except for school purposes, on dwelling houses assessed for not more than \$5,600 shall be levied and imposed on such percentage of the assessed value according to the classification of dwelling houses as the by-law may provide.

(2) A by-law passed under this section,—

Application
of percentage
to value of
building
only.

(a) may make the percentage apply on the total assessment of the land and buildings used for dwelling house purposes or only on the assessed value of the building used for such purposes;

- (b) may be made applicable to all dwelling houses within the meaning of section 40 of *The Assessment Act* or only to such of those dwelling houses as are occupied by the owners; Application of by-law to owner-occupied dwellings only.
- (c) may provide for the repeal of a by-law passed pursuant to section 40 of *The Assessment Act* without the assent of the electors qualified to vote on money by-laws; and Authority to repeal existing by-law.
- (d) may be repealed or amended from time to time with the assent of the electors qualified to vote on money by-laws or with the approval of the Minister of Municipal Affairs. Authority to repeal or amend by-law passed under this section.

10.—(1) The council of the Corporation may pass by-laws for requiring the owners and occupants of lands, buildings and structures, except private dwellings, to maintain such lands, buildings and structures in a rodent-free condition; and for that purpose the by-law may provide,— By-law to control rodents authorized.

(a) for regulating,

- (i) the keeping or storing of food or fodder,
- (ii) the keeping of fowl or animals, and
- (iii) the keeping and disposal of refuse, wastes and other things,

that may attract rodents;

(b) for authorizing the local board of health to order the owner or occupant of any premises,

- (i) to clean or disinfest the same,
- (ii) to keep food, fodder or refuse in rodent-proof containers,
- (iii) to keep fowl or animals only in rodent-proof structures, and
- (iv) to do such other things as may be deemed necessary by the board,

to avoid the spread of disease or damage to property by rodents;

(c) for authorizing the local board of health to prohibit the use of premises which are infested with rodents

until the owner or occupant of such premises complies with an order of the board for disinfestation of such premises.

Inspection
of premises.

(2) The medical officer of health, any member of the local board of health, and any inspector or other person acting under the instructions of any of them, may enter, inspect and examine, as often as he thinks necessary, any lands, buildings or structures, except private dwellings, within the municipality, for the purpose of enforcing the provisions of a by-law passed under this section and for the purpose of ascertaining whether the owner or occupant has complied with any order made pursuant to such by-law, and any person in charge of such premises for the time being shall render such aid to the medical officer of health or other person as may be necessary.

Licensing
persons in
rodent-
control
business.

(3) The council of the Corporation may pass by-laws for licensing, governing and regulating persons engaged in the business of rodent control and extermination, for prohibiting anyone from engaging in such business without a licence, and for revoking any licence.

Limitation
of licence
fee.

(a) The fee for such licence shall not exceed \$10 per year.

Power to
enforce
by-laws.
Rev. Stat.,
c. 266.

(4) The provisions of Part XXI of *The Municipal Act* relating to the power to impose penalties and enforce by-laws shall apply *mutatis mutandis* to any by-law, and to any order made thereunder, passed under this section.

Commence-
ment of Act.

11. This Act shall come into force on the day it receives the Royal Assent.

Short title.

12. This Act may be cited as *The City of Toronto Act, 1949*.

SCHEDULE A

THIS AGREEMENT, made in triplicate, this 15th day of December, 1948.

BETWEEN:

THE CORPORATION OF THE CITY OF TORONTO, hereinafter called "the City",

OF THE FIRST PART,

—and—

THE TORONTO TRANSPORTATION COMMISSION, herein-after called "the Commission",

OF THE SECOND PART,

WHEREAS by an Act passed by the Legislature of the Province of Ontario in the sixteenth year of the reign of His late Majesty, King George V, Chaptered 100, the City may acquire, equip, own, control and operate vessels for transporting passengers and freight across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island, and may acquire, lease, construct, equip, maintain and operate all wharves, docks, offices and other buildings or erections required for or in connection with the proper operation of such vessels and may enter into such agreements as may be necessary to entrust the control, maintenance, operation and management of any vessels, wharves, docks or other property acquired by the City under the provisions of the said Act, to any person or corporation for such period of time and upon such conditions as may be set out in such agreement; and

WHEREAS for the purpose of so transporting passengers and freight, the City,—

- (a) has acquired the passenger and freight boats, the scow, the hand trucks and the equipment hereinafter more particularly described together with certain wharf properties, and
- (b) by a Lease dated the 19th day of March, 1938, hereinafter referred to as "the 1938 Lease", did lease from The Toronto Harbour Commissioners certain other wharf properties as in the 1938 Lease mentioned for and during the term of ten (10) years from the 1st day of May, 1936, at the rent and upon the terms and conditions all as in the 1938 Lease mentioned and set forth; and

WHEREAS since the expiration of the 1938 Lease The Toronto Harbour Commissioners, pending settlement of the terms and conditions of a new lease to the City from the 1st day of May, 1946, of the wharf properties mentioned in the 1938 Lease, have permitted the City to continue in possession of such wharf properties at the same rent, for the same purposes and upon the same terms and conditions, except as to length of tenure as reserved and contained in the 1938 Lease; and

WHEREAS by an Agreement dated the 25th day of July, 1927, made between the City and the Commission (which Agreement was declared to be legal, valid and binding upon the parties thereto by certain several Acts passed by the Legislature of the Province of Ontario and finally by *The City of Toronto Act, 1935*, as amended by *The City of Toronto Act, 1936*), the City entrusted to the Commission upon the terms and conditions as in such Agreement mentioned and set forth, the control, maintenance, management and operation of the boats, scow, equipment and wharf properties hereinbefore referred to for the purpose of furnishing as far as is reasonably necessary a passenger and freight service between the mainland of the City of Toronto and Toronto Island; and

WHEREAS the ferry boat known as the "Sam McBride", being one of the boats hereinbefore referred to, was purchased by the City in the year 1940 and the cost of the same was financed by the issue of serial instalment debentures under the provisions of By-law No. 15512 of the City; and

WHEREAS as appears by Report No. 1 of the Board of Control of the City as adopted in Council on the 20th day of January, 1947, the City authorized the acceptance of the tender of the Toronto Dry Dock Company Limited dated the 18th day of November, 1946, for the construction of a double-end screw steel ferry boat for use in the aforesaid passenger and freight service, which ferry boat is now under construction and is to be named and hereinafter referred to as "the Thomas Rennie"; and

WHEREAS as appears by Report No. 10 of the said Board of Control (as adopted in Council on the 1st day of April, 1948), it is recommended that as and from the effective date of this Agreement the aforesaid passenger and freight service be operated by the Commission under the terms and conditions hereinafter set forth instead of under the terms and conditions of the said Agreement dated the 25th day of July, 1927;

NOW THEREFORE THIS AGREEMENT WITNESSETH, that the parties hereto hereby mutually covenant and agree as follows:

1. The City hereby grants to the Commission the exclusive right (with the exceptions therefrom set forth below), to transport during the periods of navigation only passengers and freight for hire, gain, reward or profit or hope thereof, across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island, such periods of navigation to be the period in each year between approximately the 1st day of April and the 30th day of November, and notwithstanding any By-law or By-laws of the City the means of providing such transportation service and the extent and frequency of the same within the periods of navigation to be such as the Commission, in its sole discretion may from time to time determine. The following are the exceptions referred to above:

- (1) the right of the City to rent its scows for the purpose of transporting personal property across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island and to charge and collect towage fees for the towing of such scows by its tugs,
- (2) the right of The Toronto Harbour Commissioners to transport for hire, gain, reward or profit or hope thereof, passengers and freight destined for the Toronto Island Airport of the City from the mainland of the City of Toronto or destined for such mainland from such Airport, from the mainland of the City of Toronto to the said Airport or from such Airport to such mainland,
- (3) the right of The Toronto Harbour Commissioners to transport for hire, gain, reward or profit or hope thereof, passengers requiring prompt medical attention or hospitalization by reason of illness or injuries, across the waters of Toronto Bay from any point or points on Toronto Island to any point or points on the mainland of the City of Toronto, and
- (4) the right of any present private club to transport its own members and their guests and its and their freight whether for hire, gain, reward or profit or hope thereof or otherwise, across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island.

2. The City hereby grants and transfers to the Commission the ownership of the following boat, scow and equipment, that is to say:

- (1) one (1) freight motor launch known as the "Buttercup", together with all her equipment,
- (2) one (1) freight scow known as "Scow No. 1", together with all its equipment,
- (3) sixteen (16) freight hand trucks and equipment connected with the operation of the freight transportation service entrusted by the City to the Commission by the said Agreement dated the 25th day of July, 1927, which trucks and equipment are now located in, on or about the several wharf properties hereinafter referred to, and

- (4) all other existing sundry and miscellaneous equipment pertaining to the operation of the passenger and freight transportation service entrusted by the City to the Commission by such Agreement.

3. The City will transfer forthwith to the Commission the ownership of the following boats and equipment, that is to say:

- (1) five (5) ferry boats known respectively as the "Trillium", the "Bluebell", the "William Inglis", the "Sam McBride" and the "T. J. Clark", together with all their respective equipment, and
- (2) one (1) freight motor tug known as the "Aylmer", together with all her equipment.

4. The City hereby grants exclusive permission to the Commission to use and occupy only in connection with the exercise by the Commission of the right to transport passengers and freight hereby granted and in such connection for the purpose only of the embarking and disembarking of passengers, the landing and loading of freight and the operation of refreshment stands or booths and parcel checking offices for the use of the public certain wharf properties free from all dock rentals and/or wharfage charges, as follows, namely:

A. CITY WHARF PROPERTIES

- (1) the wharf and dock at Hanlan's Point on Toronto Island known as Hanlan's Point Dock, together with the shelter, office and waiting rooms in connection therewith,
- (2) the easterly portion of the wharves on Toronto Island known as Ward's Island Docks,

B. HARBOUR WHARF PROPERTIES

- (1) the wharf at Manitou Road on Toronto Island known as Manitou Dock (leased to the City), together with the adjoining freight sheds erected on park lands owned by the City,
- (2) the westerly portion (leased to the City), of the said Ward's Island Docks together with all structures in connection with such westerly portion,
- (3) the wharf (leased to the City), at Island Park on Toronto Island known as Centre Island Dock, and
- (4) the wharves (leased to the City), on the mainland of the City of Toronto at the foot of York Street known as the Mainland Docks, together with the waiting rooms and all other structures in connection therewith;

PROVIDED, HOWEVER, that the permission to use and occupy the Harbour Wharf Properties granted to the Commission by this clause shall be only for and during such period of time as The Toronto Harbour Commissioners shall permit the City to continue in possession of the Harbour Wharf Properties at the same rent, for the same purposes and upon the same terms and conditions, except as to length of tenure, as reserved and contained in the 1938 Lease, and for and during the term or terms of years of any future lease or leases of the Harbour Wharf Properties that may be granted by The Toronto Harbour Commissioners to the City and shall be subject to all the terms, provisos, covenants, agreements and rights of The Toronto Harbour Commissioners in the 1938 Lease and in any such future lease or leases contained and reserved, except the covenants to pay rent, to pay taxes, to repair and to keep up fences; and the City hereby expressly covenants and agrees with the Commission to use its best endeavours to obtain from The Toronto Harbour Commissioners such future lease or leases of the Harbour Wharf Properties, any such future lease or leases of the Mainland Docks to include similar rights of access to the Mainland Docks from Queen's Quay as those granted to the City by the 1938 Lease; provided, however further, that in the event of the City failing to obtain such future lease or leases the City shall provide in

substitution for the Harbour Wharf Properties such other wharf properties of such a nature and in such locations and with such rights of access thereto as shall be satisfactory to the Commission and the Commission shall have the exclusive right to use and occupy such other wharf properties free from all dock rentals and/or wharfage charges only in the same connection and for the same purpose as the Commission by this clause is granted permission to use and occupy the City Wharf Properties, such other wharf properties being hereinafter referred to as "the Substituted Wharf Properties".

5. The City at its own cost and expense and so long as the City Wharf Properties and the Harbour Wharf Properties or the Substituted Wharf Properties, as the case may be, or any of them, are or is used and occupied by the Commission under the provisions of this Agreement, shall undertake and carry out, or cause to be undertaken and carried out, all reasonable and necessary maintenance, repairs and reconstructions to and of the so used and occupied Wharf Properties and to and of all structures, guide piles, platforms and fences in and around the same, except only maintenance, repairs and/or reconstruction caused by the negligent acts whether of commission or omission of the Commission and/or its employees or either or any of them, such maintenance, repairs, and reconstruction to be undertaken and carried out by the City to include without limiting the generality of the foregoing, the provision and maintenance of all necessary lighting, plumbing and fire protection apparatus necessary for such structures and all marine work and repairs to wharves and docks and the dredging of channels and wharves necessary for the operation of the passenger and freight transportation service hereby granted to the Commission and except as aforesaid shall keep all structures and fences in and around the Wharf Properties so used and occupied in a good state of repair and painted annually so as to present an attractive appearance at all times; provided, however, and it is hereby expressly declared and agreed by and between the parties hereto, that whenever and so often as any such maintenance, repairs and/or reconstruction to be undertaken and carried out by the City is required in the reasonable opinion of the Commission, the Commission shall give the City notice thereof in writing, and the City as soon as may be reasonably possible thereafter shall undertake and carry out or cause to be undertaken and carried out the maintenance, repairs and/or reconstruction specified in the notice and in default of the City so doing the Commission may undertake and carry out such work at the cost and expense of the City and the amount thereof shall be a debt due and owing by the City to the Commission.

6. The Commission from and after the effective date of this Agreement shall assume liability for the outstanding debt on the capital expenditure made for the purchase of the said ferry boat the "Sam McBride" and will from time to time furnish the City on demand with all moneys required to make payments of the principal and interest of such debt according to the Schedule contained in the said By-law No. 15512.

7. The title to the Thomas Rennie shall be taken in the name of the Commission, and the Commission shall assume and pay the total cost of the Thomas Rennie.

8. The Commission shall assume responsibility for all accidents, injuries, loss and/or damage to any person, corporation including the City, beast, article or thing whatsoever which may occur on, in or in connection with the operation of the aforesaid five ferry boats, freight motor tug, freight motor launch and freight scow or any of them and/or in, on or in connection with the operation of any additions thereto including the Thomas Rennie or substitutes thereof or any of them, and the Commission from time to time and at all times after the effective date of this Agreement shall well and truly save, defend and keep harmless and fully indemnify the City of, from and against all loss, costs, charges, damages, expenses, claims and demands whatsoever which the City at any time or times after the effective date of this Agreement may bear, sustain, suffer, be at or be put unto for or by reason or on account of any such accident, injury, loss and/or damage and/or anything in any matter relating thereto.

9. The Commission shall assume all of the insurance on the boats, scow and ferry equipment transferred or agreed to be transferred to the

Commission by this Agreement and shall on and after the effective date of this Agreement pay all premiums in respect to such insurance, and the City shall pay The Workmen's Compensation Board any amounts that such Board has awarded or may in future award in respect of injuries sustained prior to the effective date of this Agreement by workmen who were employed by the Commission in the operation of the passenger and freight transportation service entrusted by the City to the Commission by the said Agreement dated the 25th day of July, 1927.

10. The City shall assume responsibility for all accidents, injuries, loss and/or damage to any person, corporation including the Commission, beast, article or thing whatsoever which may occur on, in or about the City Wharf Properties, the Harbour Wharf Properties and/or the Substituted Wharf Properties, or any of them, while the same are or is used and occupied by the Commission under the provisions of this Agreement except only those of such accidents, injuries, loss and/or damage caused by the negligent acts whether of commission or omission of the Commission and/or its employees or either or any of them, and whenever and so often as any such accident, injury, loss and/or damage shall occur and the Commission shall have knowledge of the same, it shall forthwith notify in writing the Treasurer of the City as to the same together with all pertinent information in regard thereto.

11. The Commission shall during the period of navigation in each year provide, as far as is reasonably necessary, a passenger and freight service between the mainland of the City of Toronto and Toronto Island and between the docks on Toronto Island and in the provision of such service the Commission notwithstanding any By-law or By-laws of the City may charge such freight charges, tolls and passenger fares in addition to street car and bus fares as the Commission in its sole discretion may from time to time determine as necessary to make such service self-sustaining if possible; provided, however, and it is hereby expressly so declared and agreed by and between the parties hereto, that notwithstanding anything to the contrary herein contained, the fare to be charged passengers from time to time by the Commission for each regularly scheduled trip of the said five ferry boats or any additions thereto or substitutes thereof between the mainland of the City of Toronto and Toronto Island shall not exceed the fare from time to time charged passengers using the street cars operated by the Commission within the limits of the municipality of the City of Toronto.

12. That all revenues derived by the Commission from the exercise of the right and privileges granted by this Agreement together with all revenues derived from the operation by the Commission of refreshment stands or booths and parcel checking offices in or on the City Wharf Properties and the Harbour Wharf Properties or the Substituted Wharf Properties, as the case may be, shall belong to and be the sole property of the Commission absolutely.

13. That upon the construction of a bridge or tunnel connecting Toronto Island (exclusive of the Toronto Island Airport) with the mainland of the City of Toronto the City shall reimburse the Commission for all loss, including capital loss, caused by such construction to the passenger and freight transportation service between the mainland of the City of Toronto and Toronto Island operated by the Commission in the exercise of the right granted by this Agreement, and the amount of such reimbursement shall be determined by mutual agreement between the parties hereto or failing such by arbitration under the provisions of *The Municipal Arbitrations Act*, and in addition to such reimbursement the Commission upon the completion of the construction of such a bridge or tunnel shall have the right to curtail or discontinue at its option such passenger and freight transportation service notwithstanding the provisions of this Agreement.

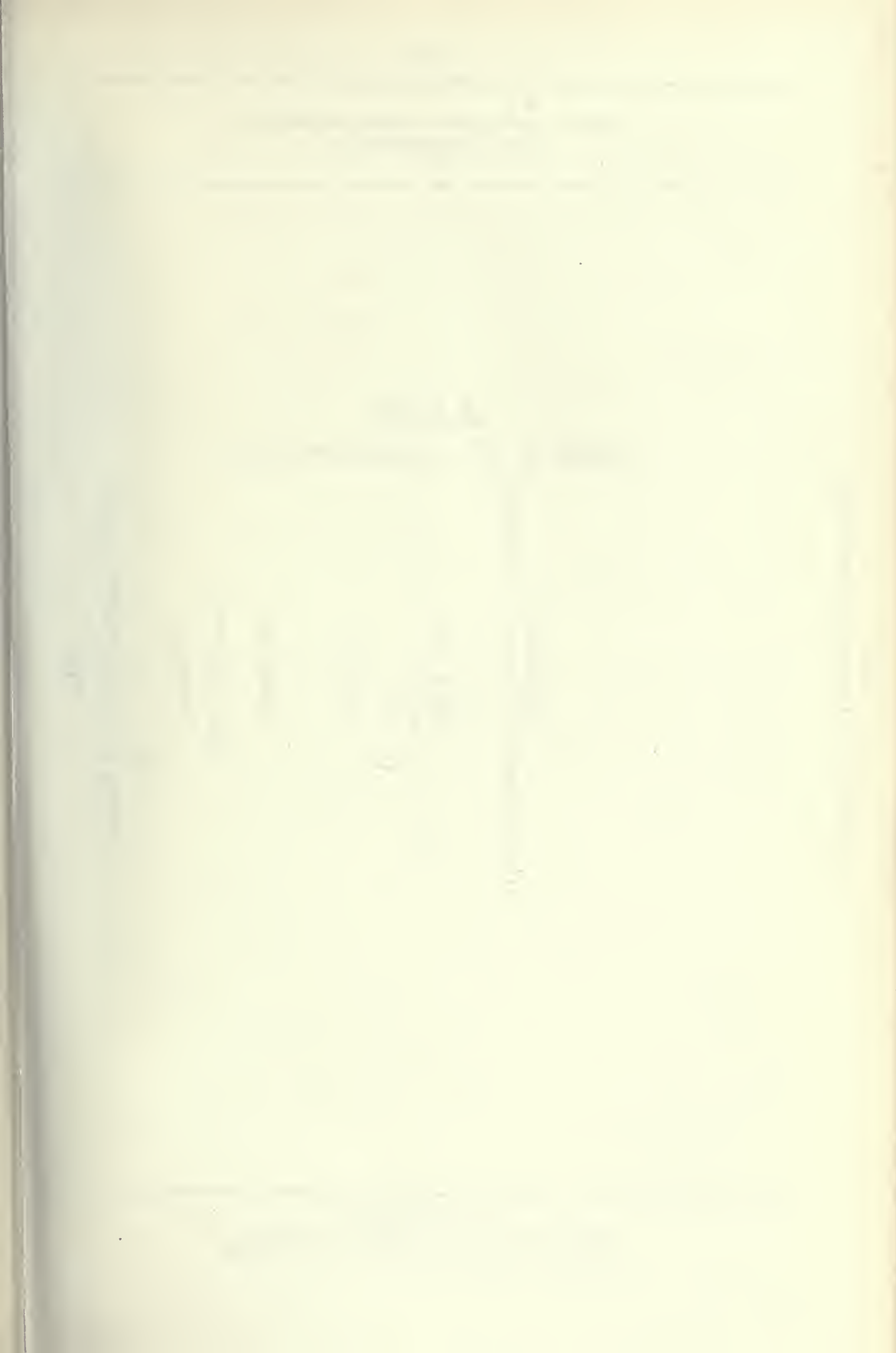
14. That the said Agreement dated the 25th day of July, 1927, shall terminate and all rights and liabilities of the parties thereto thereunder shall cease and determine all as of the effective date of this Agreement.

15. In respect to this Agreement the Commission shall not be required to comply with any of the provisions of By-law No. 7571 of the City as amended, or of any by-law passed in substitution therefor.

16. That this Agreement shall have no force or effect until the same is validated and confirmed by the Legislature of the Province of Ontario and upon being validated and confirmed shall be effective as of the 1st day of January, 1948.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective Corporate Seals attested by the hands of their respective proper officers in that behalf duly authorized.

<p>SIGNED, SEALED AND DELIVERED</p> <p>in the presence of</p> <p>Authorized by Report No. 10 of the Board of Control, adopted in Council, April 1st, 1948.</p> <p>GEO. WEALE, <i>City Clerk.</i> S13/12/48.</p>	<p>THE CORPORATION OF THE CITY OF TORONTO.</p> <p>H. E. MCCALLUM, <i>Mayor.</i> (Seal)</p> <p>G. A. LASCELLES, <i>Treasurer.</i></p> <p>THE TORONTO TRANSPORTATION COM- MISSION.</p> <p>WM. C. MCBRIEN, <i>Chairman.</i> (Seal)</p> <p>C. A. WARD, <i>Secretary.</i></p>
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BILL

An Act respecting the City of Toronto.

1st Reading

March 10th, 1949

2nd Reading

3rd Reading

MR. REA

*(Reprinted as amended by the Committee on
Private Bills.)*

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Toronto.

MR. REA

No. 23

1949

BILL

An Act respecting the City of Toronto.

WHEREAS the Corporation of the City of Toronto by ^{Preamble.} its petition has prayed for special legislation in respect of the several matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The agreement made between the Corporation of ^{Agreement for transfer of ferry service to Toronto Transportation Commission validated.} the City of Toronto and the Toronto Transportation Commission dated the 15th day of December, 1948, respecting the transfer of the ferry service to Toronto Island, set forth as Schedule A hereto, is hereby ratified and confirmed and declared to be legal, valid and binding upon the parties thereto and the ratepayers of the Corporation.

(2) The said agreement shall expire on the 31st. day of ^{Term of agreement.} December, 1954.

2.—(1) The council of the Corporation may from time to ^{Prescription of street building line.} time, as a preliminary step to the widening of a street or highway or any portion thereof when such street or highway has buildings thereon built out to the street line, pass a by-law or by-laws fixing as a building line the distance from the limit of the street (which distance shall not be more than twenty feet) at which any building to be thereafter erected abutting on such street or highway or portion thereof may be erected or placed, and for prohibiting the erection or placing of any such building, or portion of same, closer to the limit of the street than the distance fixed by the by-law.

(2) A by-law passed under subsection 1 shall not take effect ^{Approval of Municipal Board.} until it is approved by the Ontario Municipal Board and when so approved shall not be amended or repealed except with leave of the Board and on such terms as the Board may determine.

(3) A by-law passed under subsection 1 shall not prevent ^{Exception of one-storey shops.} the erection or placing closer to the line of the street than the

distance fixed by the by-law of any one-storey shop or building front of such temporary character, conformable to the existing building by-laws and regulations, as may be reasonable.

Compulsory
street
widening.

(4) After such a by-law has been passed and approved by the Ontario Municipal Board, it shall be the duty of the Corporation to acquire or expropriate the land on that side of the street or highway lying between the limit thereof and the building line fixed by the by-law in any portion of such street or highway lying between two intersecting streets,—

(a) when three-fourths of the land fronting and abutting on such portion has become occupied by buildings, other than one-storey shop or building fronts, built to conform to the building line fixed by the by-law; or

(b) at any time after the expiration of ten years from the date of the by-law upon petition in writing of the majority of the owners of property affected by the by-law in any such portion.

Compensation
when
land cleared.

(5) Where any owner of land clears that part thereof lying between the limit of the street or highway and the building line fixed by the by-law and offers to convey such part to the Corporation, the Corporation shall accept such conveyance and shall be liable for compensation to the owner or the persons entitled thereto to the same extent as if the by-law had been passed to widen the street or highway.

Limitation
of com-
pensation.

(6) In determining the compensation payable by the Corporation for the taking of lands for the widening of a portion of a street or highway in respect to which a building line has been fixed under this section, the Corporation shall not be liable to pay compensation for or in respect to any building erected in contravention of the by-law fixing the building line.

Exercise of
authority
not to give
rise to
claims.

(7) Notwithstanding anything to the contrary in any Act and except as provided in subsection 5, the Corporation shall not be liable to pay any compensation or damages by reason of having passed a by-law under subsection 1.

Extension of
time to make
and complete
assessment
for 1949.

Rev. Stat.,
c. 272.

Idem.

3.—(1) The time within which the assessment roll of each ward in the City of Toronto should have been taken and returned in the year 1948 as required by *The Assessment Act* is hereby extended to and including the 1st day of June, 1949.

(2) The assessment rolls referred to in subsection 1 when returned and revised by the court of revision shall have the same validity and effect as if such assessment rolls had been

returned and revised in the year 1948 and within the times prescribed by *The Assessment Act*.

(3) Notwithstanding anything herein contained the statutory rights of appeal of all persons and the times for appealing to the court of revision, the county judge, the Ontario Municipal Board and every court to which an appeal may be made in respect of the assessment roll of each ward are preserved and continued to such extent as may be necessary to give effect to this section. Rights of appeal preserved.

(4) The Toronto and Suburban Separate School Board may forthwith appoint an equalization commission to perform in the year 1949 the duties set out in subsection 2 of section 8 of *The Toronto and Suburban Separate School Board Act, 1941*. Equalization of separate school rates. 1941, c. 82.

4. Any surplus funds remaining in the hands of the treasurer from debentures issued for any of the works included in the North West Grade Separation may be used for paying the corporation's share of the cost of any of the North West Grade Separation works or any other works for the separation of highway and railway grades in and adjoining the City of Toronto which have been or may be ordered by the Board of Railway Commissioners for Canada, or to redeem before maturity debentures issued for any such works. Consolidation of surplus funds for North West Grade Separation Works.

5. The council of the Corporation may in a money by-law provide for the issue of debentures payable in not more than ten years without provision therein that all the debentures or a portion thereof shall be redeemable at the option of the Corporation on any date prior to maturity. Authority to issue non-redeemable debentures.

6. The council of the Corporation may, by by-law, provide that the treasurer, the deputy treasurer, the city auditor, the deputy city auditor or any other official authorized or required to sign or countersign cheques issued by the treasurer on behalf of the Corporation may affix the signature of any of them by the use of mechanical signing devices; and may also by by-law provide that the signature of any of them may be written, stamped, lithographed or engraved on such cheques but in that case the by-law shall provide that at least one of the persons signing or countersigning any such cheque shall write his signature in his own hand. Mechanical signing devices authorized.

7.—(1) All sales of land within the City of Toronto made since the 1st day of January, 1945, and prior to the 1st day of January, 1948, and purporting to have been made by the Corporation of the City of Toronto or its treasurer for arrears of taxes payable to the Corporation, with respect to the lands so sold, are confirmed and declared to be legal, valid and Confirmation of tax sales and conveyances.

Rev. Stat.,
c. 272.

binding, and every conveyance of land so sold purporting to have been executed as required by *The Assessment Act* and purporting to convey such land to the purchaser thereof, his heirs and assigns, or its successors and assigns, is also confirmed and declared to be legal, valid and binding and shall be deemed to have had the effect of vesting such land in the purchaser, his heirs, assigns or legal representatives, in fee simple or otherwise, according to the nature of the estate or interest sold, clear of and free from all right and interest of the owner thereof at the time of such sale and clear of and free from all charges and encumbrances thereon and dower therein except taxes accruing after those for non-payment of which such land was so sold.

Application
of section.

(2) Subsection 1 shall have force and effect only where the treasurer has complied with subsection 2 of section 178 of *The Assessment Act*, and a statutory declaration of the treasurer as to such compliance shall be conclusive proof thereof.

Rev. Stat.,
c. 272.

Exception
as to
pending
litigation.

(3) Nothing in this section shall affect or prejudice the right of any person in any action, litigation or other proceeding now pending, and any such action, litigation or other proceeding may be continued and finally adjudicated in the same manner and to the same extent as if this section had not been passed.

By-law
authorized
re W. L.
Mackenzie
home.

8. The council of the Corporation may by by-law exempt from taxation a parcel of land not exceeding four feet six inches in width lying immediately to the south of and adjoining the premises now known as 82 Bond Street, which parcel has been acquired by the William Lyon Mackenzie Homestead Foundation for the purpose of an addition to 82 Bond Street, provided that the exemption shall have effect only so long as the said parcel of land and the said premises are maintained as an historical site.

Provision
for increas-
ing partial
exemption
from taxa-
tion of
dwelling
houses.

9.—(1) The council of the Corporation may, with the assent of the electors qualified to vote on money by-laws or with the approval of the Minister of Municipal Affairs, pass a by-law increasing the partial exemption from taxation of dwelling houses in the City of Toronto, by providing that taxes and rates, except for school purposes, on dwelling houses assessed for not more than \$5,600 shall be levied and imposed on such percentage of the assessed value according to the classification of dwelling houses as the by-law may provide.

(2) A by-law passed under this section,—

Application
of percentage
to value of
building
only.

(a) may make the percentage apply on the total assessment of the land and buildings used for dwelling house purposes or only on the assessed value of the building used for such purposes;

- (b) may be made applicable to all dwelling houses within the meaning of section 40 of *The Assessment Act* or only to such of those dwelling houses as are occupied by the owners; Application of by-law to owner-occupied dwellings only.
- (c) may provide for the repeal of a by-law passed pursuant to section 40 of *The Assessment Act* without the assent of the electors qualified to vote on money by-laws; and Authority to repeal existing by-law.
- (d) may be repealed or amended from time to time with the assent of the electors qualified to vote on money by-laws or with the approval of the Minister of Municipal Affairs. Authority to repeal or amend by-law passed under this section.

10.—(1) The council of the Corporation may pass by-laws for requiring the owners and occupants of lands, buildings and structures, except private dwellings, to maintain such lands, buildings and structures in a rodent-free condition; and for that purpose the by-law may provide,— By-law to control rodents authorized.

(a) for regulating,

- (i) the keeping or storing of food or fodder,
- (ii) the keeping of fowl or animals, and
- (iii) the keeping and disposal of refuse, wastes and other things,

that may attract rodents;

(b) for authorizing the local board of health to order the owner or occupant of any premises,

- (i) to clean or disinfest the same,
- (ii) to keep food, fodder or refuse in rodent-proof containers,
- (iii) to keep fowl or animals only in rodent-proof structures, and
- (iv) to do such other things as may be deemed necessary by the board,

to avoid the spread of disease or damage to property by rodents;

(c) for authorizing the local board of health to prohibit the use of premises which are infested with rodents

until the owner or occupant of such premises complies with an order of the board for disinfestation of such premises.

Inspection
of premises.

(2) The medical officer of health, any member of the local board of health, and any inspector or other person acting under the instructions of any of them, may enter, inspect and examine, as often as he thinks necessary, any lands, buildings or structures, except private dwellings, within the municipality, for the purpose of enforcing the provisions of a by-law passed under this section and for the purpose of ascertaining whether the owner or occupant has complied with any order made pursuant to such by-law, and any person in charge of such premises for the time being shall render such aid to the medical officer of health or other person as may be necessary.

Licensing
persons in
rodent-
control
business.

(3) The council of the Corporation may pass by-laws for licensing, governing and regulating persons engaged in the business of rodent control and extermination, for prohibiting anyone from engaging in such business without a licence, and for revoking any licence.

Limitation
of licence
fee.

(a) The fee for such licence shall not exceed \$10 per year.

Power to
enforce
by-laws.
Rev. Stat.,
c. 266.

(4) The provisions of Part XXI of *The Municipal Act* relating to the power to impose penalties and enforce by-laws shall apply *mutatis mutandis* to any by-law, and to any order made thereunder, passed under this section.

Commence-
ment of Act.

11. This Act shall come into force on the day it receives the Royal Assent.

Short title.

12. This Act may be cited as *The City of Toronto Act, 1949.*

SCHEDULE A

THIS AGREEMENT, made in triplicate, this 15th day of December, 1948.

BETWEEN:

THE CORPORATION OF THE CITY OF TORONTO, hereinafter called "the City",

OF THE FIRST PART,

—and—

THE TORONTO TRANSPORTATION COMMISSION, herein-after called "the Commission",

OF THE SECOND PART,

WHEREAS by an Act passed by the Legislature of the Province of Ontario in the sixteenth year of the reign of His late Majesty, King George V, Chaptered 100, the City may acquire, equip, own, control and operate vessels for transporting passengers and freight across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island, and may acquire, lease, construct, equip, maintain and operate all wharves, docks, offices and other buildings or erections required for or in connection with the proper operation of such vessels and may enter into such agreements as may be necessary to entrust the control, maintenance, operation and management of any vessels, wharves, docks or other property acquired by the City under the provisions of the said Act, to any person or corporation for such period of time and upon such conditions as may be set out in such agreement; and

WHEREAS for the purpose of so transporting passengers and freight, the City,—

- (a) has acquired the passenger and freight boats, the scow, the hand trucks and the equipment hereinafter more particularly described together with certain wharf properties, and
- (b) by a Lease dated the 19th day of March, 1938, hereinafter referred to as "the 1938 Lease", did lease from The Toronto Harbour Commissioners certain other wharf properties as in the 1938 Lease mentioned for and during the term of ten (10) years from the 1st day of May, 1936, at the rent and upon the terms and conditions all as in the 1938 Lease mentioned and set forth; and

WHEREAS since the expiration of the 1938 Lease The Toronto Harbour Commissioners, pending settlement of the terms and conditions of a new lease to the City from the 1st day of May, 1946, of the wharf properties mentioned in the 1938 Lease, have permitted the City to continue in possession of such wharf properties at the same rent, for the same purposes and upon the same terms and conditions, except as to length of tenure as reserved and contained in the 1938 Lease; and

WHEREAS by an Agreement dated the 25th day of July, 1927, made between the City and the Commission (which Agreement was declared to be legal, valid and binding upon the parties thereto by certain several Acts passed by the Legislature of the Province of Ontario and finally by *The City of Toronto Act, 1935*, as amended by *The City of Toronto Act, 1936*), the City entrusted to the Commission upon the terms and conditions as in such Agreement mentioned and set forth, the control, maintenance, management and operation of the boats, scow, equipment and wharf properties hereinbefore referred to for the purpose of furnishing as far as is reasonably necessary a passenger and freight service between the mainland of the City of Toronto and Toronto Island; and

WHEREAS the ferry boat known as the "Sam McBride", being one of the boats hereinbefore referred to, was purchased by the City in the year 1940 and the cost of the same was financed by the issue of serial instalment debentures under the provisions of By-law No. 15512 of the City; and

WHEREAS as appears by Report No. 1 of the Board of Control of the City as adopted in Council on the 20th day of January, 1947, the City authorized the acceptance of the tender of the Toronto Dry Dock Company Limited dated the 18th day of November, 1946, for the construction of a double-end screw steel ferry boat for use in the aforesaid passenger and freight service, which ferry boat is now under construction and is to be named and hereinafter referred to as "the Thomas Rennie"; and

WHEREAS as appears by Report No. 10 of the said Board of Control (as adopted in Council on the 1st day of April, 1948), it is recommended that as and from the effective date of this Agreement the aforesaid passenger and freight service be operated by the Commission under the terms and conditions hereinafter set forth instead of under the terms and conditions of the said Agreement dated the 25th day of July, 1927;

NOW THEREFORE THIS AGREEMENT WITNESSETH, that the parties hereto hereby mutually covenant and agree as follows:

1. The City hereby grants to the Commission the exclusive right (with the exceptions therefrom set forth below), to transport during the periods of navigation only passengers and freight for hire, gain, reward or profit or hope thereof, across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island, such periods of navigation to be the period in each year between approximately the 1st day of April and the 30th day of November, and notwithstanding any By-law or By-laws of the City the means of providing such transportation service and the extent and frequency of the same within the periods of navigation to be such as the Commission, in its sole discretion may from time to time determine. The following are the exceptions referred to above:

- (1) the right of the City to rent its scows for the purpose of transporting personal property across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island and to charge and collect towage fees for the towing of such scows by its tugs,
- (2) the right of The Toronto Harbour Commissioners to transport for hire, gain, reward or profit or hope thereof, passengers and freight destined for the Toronto Island Airport of the City from the mainland of the City of Toronto or destined for such mainland from such Airport, from the mainland of the City of Toronto to the said Airport or from such Airport to such mainland,
- (3) the right of The Toronto Harbour Commissioners to transport for hire, gain, reward or profit or hope thereof, passengers requiring prompt medical attention or hospitalization by reason of illness or injuries, across the waters of Toronto Bay from any point or points on Toronto Island to any point or points on the mainland of the City of Toronto, and
- (4) the right of any present private club to transport its own members and their guests and its and their freight whether for hire, gain, reward or profit or hope thereof or otherwise, across the waters of Toronto Bay from or to any point or points on the mainland of the City of Toronto or on Toronto Island.

2. The City hereby grants and transfers to the Commission the ownership of the following boat, scow and equipment, that is to say:

- (1) one (1) freight motor launch known as the "Buttercup", together with all her equipment,
- (2) one (1) freight scow known as "Scow No. 1", together with all its equipment,
- (3) sixteen (16) freight hand trucks and equipment connected with the operation of the freight transportation service entrusted by the City to the Commission by the said Agreement dated the 25th day of July, 1927, which trucks and equipment are now located in, on or about the several wharf properties hereinafter referred to, and

- (4) all other existing sundry and miscellaneous equipment pertaining to the operation of the passenger and freight transportation service entrusted by the City to the Commission by such Agreement.
3. The City will transfer forthwith to the Commission the ownership of the following boats and equipment, that is to say:
 - (1) five (5) ferry boats known respectively as the "Trillium", the "Bluebell", the "William Inglis", the "Sam McBride" and the "T. J. Clark", together with all their respective equipment, and
 - (2) one (1) freight motor tug known as the "Aylmer", together with all her equipment.
4. The City hereby grants exclusive permission to the Commission to use and occupy only in connection with the exercise by the Commission of the right to transport passengers and freight hereby granted and in such connection for the purpose only of the embarking and disembarking of passengers, the landing and loading of freight and the operation of refreshment stands or booths and parcel checking offices for the use of the public certain wharf properties free from all dock rentals and/or wharfage charges, as follows, namely:

A. CITY WHARF PROPERTIES

- (1) the wharf and dock at Hanlan's Point on Toronto Island known as Hanlan's Point Dock, together with the shelter, office and waiting rooms in connection therewith,
- (2) the easterly portion of the wharves on Toronto Island known as Ward's Island Docks,

B. HARBOUR WHARF PROPERTIES

- (1) the wharf at Manitou Road on Toronto Island known as Manitou Dock (leased to the City), together with the adjoining freight sheds erected on park lands owned by the City,
- (2) the westerly portion (leased to the City), of the said Ward's Island Docks together with all structures in connection with such westerly portion,
- (3) the wharf (leased to the City), at Island Park on Toronto Island known as Centre Island Dock, and
- (4) the wharves (leased to the City), on the mainland of the City of Toronto at the foot of York Street known as the Mainland Docks, together with the waiting rooms and all other structures in connection therewith;

PROVIDED, HOWEVER, that the permission to use and occupy the Harbour Wharf Properties granted to the Commission by this clause shall be only for and during such period of time as The Toronto Harbour Commissioners shall permit the City to continue in possession of the Harbour Wharf Properties at the same rent, for the same purposes and upon the same terms and conditions, except as to length of tenure, as reserved and contained in the 1938 Lease, and for and during the term or terms of years of any future lease or leases of the Harbour Wharf Properties that may be granted by The Toronto Harbour Commissioners to the City and shall be subject to all the terms, provisoes, covenants, agreements and rights of The Toronto Harbour Commissioners in the 1938 Lease and in any such future lease or leases contained and reserved, except the covenants to pay rent, to pay taxes, to repair and to keep up fences; and the City hereby expressly covenants and agrees with the Commission to use its best endeavours to obtain from The Toronto Harbour Commissioners such future lease or leases of the Harbour Wharf Properties, any such future lease or leases of the Mainland Docks to include similar rights of access to the Mainland Docks from Queen's Quay as those granted to the City by the 1938 Lease; provided, however further, that in the event of the City failing to obtain such future lease or leases the City shall provide in

substitution for the Harbour Wharf Properties such other wharf properties of such a nature and in such locations and with such rights of access thereto as shall be satisfactory to the Commission and the Commission shall have the exclusive right to use and occupy such other wharf properties free from all dock rentals and/or wharfage charges only in the same connection and for the same purpose as the Commission by this clause is granted permission to use and occupy the City Wharf Properties, such other wharf properties being hereinafter referred to as "the Substituted Wharf Properties".

5. The City at its own cost and expense and so long as the City Wharf Properties and the Harbour Wharf Properties or the Substituted Wharf Properties, as the case may be, or any of them, are or is used and occupied by the Commission under the provisions of this Agreement, shall undertake and carry out, or cause to be undertaken and carried out, all reasonable and necessary maintenance, repairs and reconstructions to and of the so used and occupied Wharf Properties and to and of all structures, guide piles, platforms and fences in and around the same, except only maintenance, repairs and/or reconstruction caused by the negligent acts whether of commission or omission of the Commission and/or its employees or either or any of them, such maintenance, repairs, and reconstruction to be undertaken and carried out by the City to include without limiting the generality of the foregoing, the provision and maintenance of all necessary lighting, plumbing and fire protection apparatus necessary for such structures and all marine work and repairs to wharves and docks and the dredging of channels and wharves necessary for the operation of the passenger and freight transportation service hereby granted to the Commission and except as aforesaid shall keep all structures and fences in and around the Wharf Properties so used and occupied in a good state of repair and painted annually so as to present an attractive appearance at all times; provided, however, and it is hereby expressly declared and agreed by and between the parties hereto, that whenever and so often as any such maintenance, repairs and/or reconstruction to be undertaken and carried out by the City is required in the reasonable opinion of the Commission, the Commission shall give the City notice thereof in writing, and the City as soon as may be reasonably possible thereafter shall undertake and carry out or cause to be undertaken and carried out the maintenance, repairs and/or reconstruction specified in the notice and in default of the City so doing the Commission may undertake and carry out such work at the cost and expense of the City and the amount thereof shall be a debt due and owing by the City to the Commission.

6. The Commission from and after the effective date of this Agreement shall assume liability for the outstanding debt on the capital expenditure made for the purchase of the said ferry boat the "Sam McBride" and will from time to time furnish the City on demand with all moneys required to make payments of the principal and interest of such debt according to the Schedule contained in the said By-law No. 15512.

7. The title to the Thomas Rennie shall be taken in the name of the Commission, and the Commission shall assume and pay the total cost of the Thomas Rennie.

8. The Commission shall assume responsibility for all accidents, injuries, loss and/or damage to any person, corporation including the City, beast, article or thing whatsoever which may occur on, in or in connection with the operation of the aforesaid five ferry boats, freight motor tug, freight motor launch and freight scow or any of them and/or in, on or in connection with the operation of any additions thereto including the Thomas Rennie or substitutes thereof or any of them, and the Commission from time to time and at all times after the effective date of this Agreement shall well and truly save, defend and keep harmless and fully indemnify the City of, from and against all loss, costs, charges, damages, expenses, claims and demands whatsoever which the City at any time or times after the effective date of this Agreement may bear, sustain, suffer, be at or be put unto for or by reason or on account of any such accident, injury, loss and/or damage and/or anything in any matter relating thereto.

9. The Commission shall assume all of the insurance on the boats, scow and ferry equipment transferred or agreed to be transferred to the

Commission by this Agreement and shall on and after the effective date of this Agreement pay all premiums in respect to such insurance, and the City shall pay The Workmen's Compensation Board any amounts that such Board has awarded or may in future award in respect of injuries sustained prior to the effective date of this Agreement by workmen who were employed by the Commission in the operation of the passenger and freight transportation service entrusted by the City to the Commission by the said Agreement dated the 25th day of July, 1927.

10. The City shall assume responsibility for all accidents, injuries, loss and/or damage to any person, corporation including the Commission, beast, article or thing whatsoever which may occur on, in or about the City Wharf Properties, the Harbour Wharf Properties and/or the Substituted Wharf Properties, or any of them, while the same are or is used and occupied by the Commission under the provisions of this Agreement except only those of such accidents, injuries, loss and/or damage caused by the negligent acts whether of commission or omission of the Commission and/or its employees or either or any of them, and whenever and so often as any such accident, injury, loss and/or damage shall occur and the Commission shall have knowledge of the same, it shall forthwith notify in writing the Treasurer of the City as to the same together with all pertinent information in regard thereto.

11. The Commission shall during the period of navigation in each year provide, as far as is reasonably necessary, a passenger and freight service between the mainland of the City of Toronto and Toronto Island and between the docks on Toronto Island and in the provision of such service the Commission notwithstanding any By-law or By-laws of the City may charge such freight charges, tolls and passenger fares in addition to street car and bus fares as the Commission in its sole discretion may from time to time determine as necessary to make such service self-sustaining if possible; provided, however, and it is hereby expressly so declared and agreed by and between the parties hereto, that notwithstanding anything to the contrary herein contained, the fare to be charged passengers from time to time by the Commission for each regularly scheduled trip of the said five ferry boats or any additions thereto or substitutes thereof between the mainland of the City of Toronto and Toronto Island shall not exceed the fare from time to time charged passengers using the street cars operated by the Commission within the limits of the municipality of the City of Toronto.

12. That all revenues derived by the Commission from the exercise of the right and privileges granted by this Agreement together with all revenues derived from the operation by the Commission of refreshment stands or booths and parcel checking offices in or on the City Wharf Properties and the Harbour Wharf Properties or the Substituted Wharf Properties, as the case may be, shall belong to and be the sole property of the Commission absolutely.

13. That upon the construction of a bridge or tunnel connecting Toronto Island (exclusive of the Toronto Island Airport) with the mainland of the City of Toronto the City shall reimburse the Commission for all loss, including capital loss, caused by such construction to the passenger and freight transportation service between the mainland of the City of Toronto and Toronto Island operated by the Commission in the exercise of the right granted by this Agreement, and the amount of such reimbursement shall be determined by mutual agreement between the parties hereto or failing such by arbitration under the provisions of *The Municipal Arbitrations Act*, and in addition to such reimbursement the Commission upon the completion of the construction of such a bridge or tunnel shall have the right to curtail or discontinue at its option such passenger and freight transportation service notwithstanding the provisions of this Agreement.

14. That the said Agreement dated the 25th day of July, 1927, shall terminate and all rights and liabilities of the parties thereto thereunder shall cease and determine all as of the effective date of this Agreement.

15. In respect to this Agreement the Commission shall not be required to comply with any of the provisions of By-law No. 7571 of the City as amended, or of any by-law passed in substitution therefor.

16. That this Agreement shall have no force or effect until the same is validated and confirmed by the Legislature of the Province of Ontario and upon being validated and confirmed shall be effective as of the 1st day of January, 1948.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective Corporate Seals attested by the hands of their respective proper officers in that behalf duly authorized.

<p>SIGNED, SEALED AND DELIVERED</p> <p>in the presence of</p> <p>Authorized by Report No. 10 of the Board of Control, adopted in Council, April 1st, 1948.</p> <p>GEO. WEALE, <i>City Clerk.</i> S13/12/48.</p>	<p>THE CORPORATION OF THE CITY OF TORONTO.</p> <p>H. E. McCALLUM, <i>Mayor.</i> (Seal)</p> <p>G. A. LASCELLES, <i>Treasurer.</i></p> <p>THE TORONTO TRANSPORTATION COM- MISSION.</p> <p>WM. C. MCBRIEN, <i>Chairman.</i> (Seal)</p> <p>C. A. WARD, <i>Secretary.</i></p>
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BILL

An Act respecting the City of Toronto.

1st Reading

March 10th, 1949

2nd Reading

March 28th, 1949

3rd Reading

April 1st, 1949

MR. REA

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Canadian National Exhibition Association.

MR. REA

(PRIVATE BILL)

No. 24

1949

BILL

An Act respecting the Canadian National Exhibition Association.

WHEREAS the Canadian National Exhibition Association Preamble.
 tion by its petition has prayed for special legislation
 to amend *The Canadian National Exhibition Association Act, 1948*, c. 105.
 1948; and whereas it is expedient to grant the prayer of the
 said petition;

Therefore, His Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario,
 enacts as follows:

1.—(1) Paragraph 2 of subsection 1 of section 5 of *The* 1948, c. 105.
Canadian National Exhibition Association Act, 1948 is s. 5, subs. 1,
 amended by striking out the words "sixty-one" in the second para. 2.
 line and inserting in lieu thereof the word "sixty", so that the
 paragraph shall read as follows: amended.

2. The General, Manufacturers and Liberal Arts Section,
 not to exceed sixty members, exclusive of life
 members.

(2) Clause *a* of subsection 3 of the said section 5 is repealed 1948,
 and the following substituted therefor: c. 105, s. 5,
 subs. 3, cl. *a*,
 re-enacted.

(a) the following ministers of the Province of Ontario: *ex officio*
 the Minister of Travel and Publicity, the Minister members.
 of Public Works, the Minister of Education, the
 Minister of Mines, the Minister of Lands and Forests
 and the Minister of Municipal Affairs, all of whom
 shall be *ex officio* members of the Association, pro- Proviso.
 vided that the deputy of each of the said ministers
 shall be *ex officio* a member of the Association in the
 place of his minister during the absence or illness of
 his minister or during such periods as his minister
 from time to time may designate in writing.

(3) Clause *b* of subsection 3 of the said section 5 is amended 1948,
 by striking out the word "and" in the thirteenth line and by c. 105, s. 5,
 inserting after the words "Toronto District Labour Council" subs. 3, cl. *b*,
 amended.

in the fourteenth line the words "and Toronto Labour Council".

1948,
c. 105, s. 5,
subs. 6,
amended.

(4) Subsection 6 of the said section 5 is amended by inserting after the word "representatives" in the first line the words "of the bodies named in subsections 3 and 4", so that the subsection shall read as follows:

Notice of
appoint-
ment of
representa-
tives to be
given to
Association.

(6) Notice of appointment of representatives of the bodies named in subsections 3 and 4 and the names and addresses of such representatives, signed by the president and secretary of each of the said bodies (other than the council of the County of York and The Hydro-Electric Power Commission of Ontario) together with a statement verified by statutory declaration of such secretary, of the total number of members of the body at the date of its annual meeting, the number of such members who upon the said date had paid their fees to the body, and the number of such members who attended the annual meeting, shall forthwith after such meeting be given to the Association so that the same shall be received by the secretary of the Association not later than the second Wednesday of February in each year at the hour of 12 o'clock noon.

Commence-
ment of Act.

2. This Act shall come into force on the day it receives the Royal Assent.

Short title.

3. This Act may be cited as *The Canadian National Exhibition Association Amendment Act, 1949*.

BILL

An Act respecting the Canadian National
Exhibition Association.

1st Reading

2nd Reading

3rd Reading

MR. REA

(Private Bill)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Canadian National Exhibition Association.

MR. REA

No. 24

1949

BILL

An Act respecting the Canadian National Exhibition Association.

WHEREAS the Canadian National Exhibition Association by its petition has prayed for special legislation to amend *The Canadian National Exhibition Association Act*, 1948, c. 105, 1948; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Paragraph 2 of subsection 1 of section 5 of *The Canadian National Exhibition Association Act*, 1948, c. 105, is amended by striking out the words "sixty-one" in the second line and inserting in lieu thereof the word "sixty", so that the paragraph shall read as follows: 1948, c. 105, s. 5, subs. 1, para. 2, amended.

2. The General, Manufacturers and Liberal Arts Section, not to exceed sixty members, exclusive of life members.

(2) Clause *a* of subsection 3 of the said section 5 is repealed and the following substituted therefor: 1948, c. 105, s. 5, subs. 3, cl. *a*, re-enacted.

(a) the following ministers of the Province of Ontario: *ex officio* members.
the Minister of Travel and Publicity, the Minister of Public Works, the Minister of Education, the Minister of Mines, the Minister of Lands and Forests and the Minister of Municipal Affairs, all of whom shall be *ex officio* members of the Association, provided that the deputy of each of the said ministers shall be *ex officio* a member of the Association in the place of his minister during the absence or illness of his minister or during such periods as his minister from time to time may designate in writing. Proviso.

(3) Clause *b* of subsection 3 of the said section 5 is amended by striking out the word "and" in the thirteenth line and by inserting after the words "Toronto District Labour Council" 1948, c. 105, s. 5, subs. 3, cl. *b*, amended.

in the fourteenth line the words "and Toronto Labour Council".

1948,
c. 105, s. 5,
subs. 6,
amended.

(4) Subsection 6 of the said section 5 is amended by inserting after the word "representatives" in the first line the words "of the bodies named in subsections 3 and 4", so that the subsection shall read as follows:

Notice of
appoint-
ment of
representa-
tives to be
given to
Association.

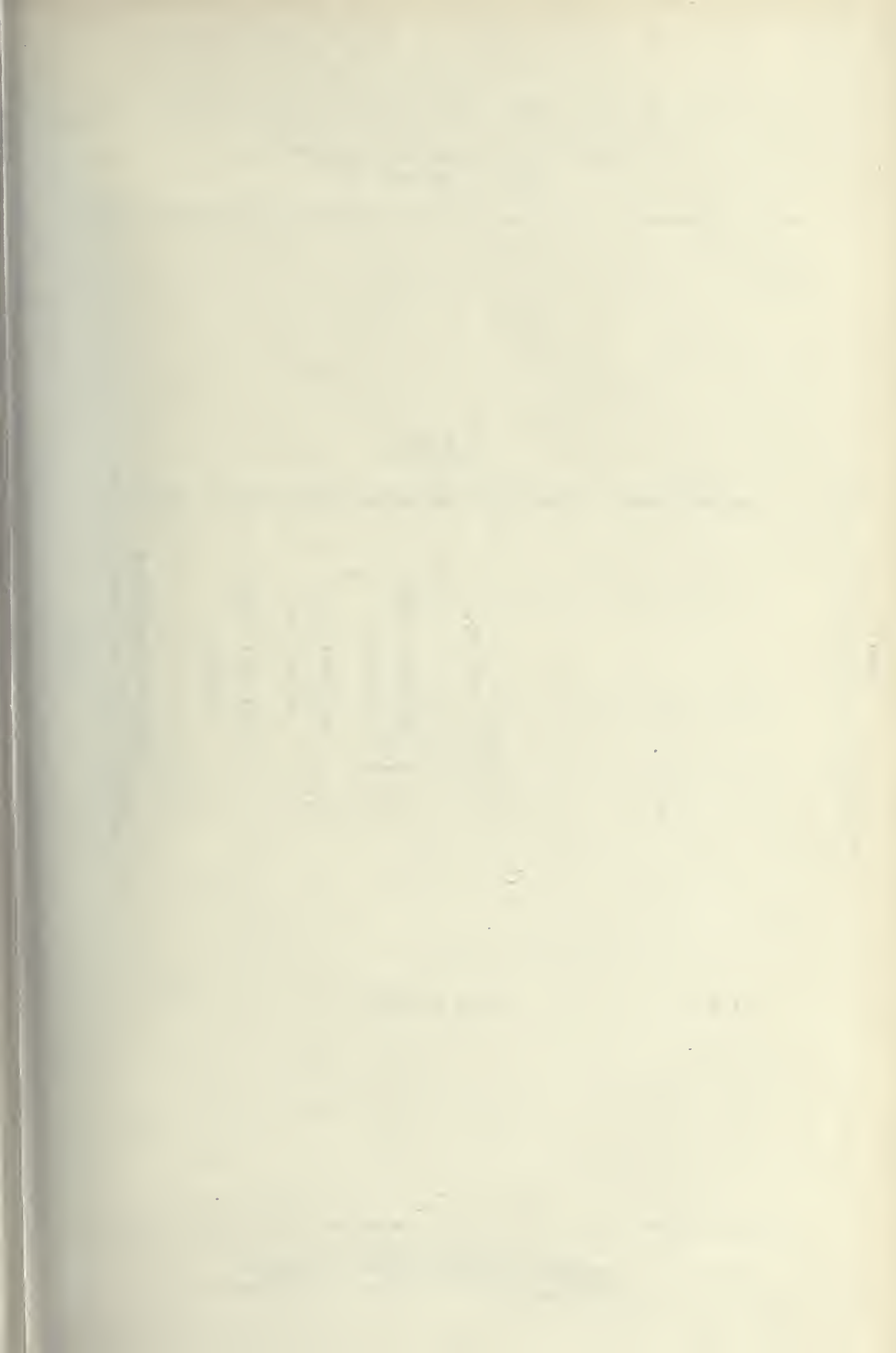
(6) Notice of appointment of representatives of the bodies named in subsections 3 and 4 and the names and addresses of such representatives, signed by the president and secretary of each of the said bodies (other than the council of the County of York and The Hydro-Electric Power Commission of Ontario) together with a statement verified by statutory declaration of such secretary, of the total number of members of the body at the date of its annual meeting, the number of such members who upon the said date had paid their fees to the body, and the number of such members who attended the annual meeting, shall forthwith after such meeting be given to the Association so that the same shall be received by the secretary of the Association not later than the second Wednesday of February in each year at the hour of 12 o'clock noon.

Commence-
ment of Act.

2. This Act shall come into force on the day it receives the Royal Assent.

Short title.

3. This Act may be cited as *The Canadian National Exhibition Association Amendment Act, 1949*.



BILL

An Act respecting the Canadian National
Exhibition Association.

1st Reading

March 10th, 1949

2nd Reading

March 18th, 1949

3rd Reading

March 25th, 1949

MR. REA

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to incorporate the Ontario Co-operative Credit Society.

MR. CATHCART

(PRIVATE BILL)

BILL

An Act to incorporate the Ontario Co-operative Credit Society.

WHEREAS the persons mentioned in section 1 by their ^{Preamble} petition have prayed that an Act be passed to incorporate the Ontario Co-operative Credit Society with the objects and powers hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Angus Bernard MacDonald, of the City of Ottawa in the County of Carleton, Secretary; Albert Cornelius Savage, of the City of Toronto in the County of York, Secretary; Louis Joseph Billy, of the City of Ottawa in the County of Carleton, Manager; Leonard Wilson Mitchell, of the City of Toronto in the County of York, Barrister-at-law; Cyril John Watson, of the City of Windsor in the County of Essex, Cashier; John Michael Hallinan, of the City of Toronto in the County of York, Manager; Norman McKinley Marshall, of the Village of Norwich in the County of Oxford, Manager; William Guy Nicholson, of the Village of Port Elgin in the County of Bruce, Farmer; Ralph Sharpe Staples, of the City of Toronto in the County of York, Manager; together with such other persons as become shareholders in the corporation hereby created, are hereby constituted a body corporate and politic under the name of Ontario Co-operative Credit Society, hereinafter called the Company. ^{Ontario Co-operative Credit Society constituted.}

2. The Company is incorporated for the following purposes and objects and shall have the following powers and authorities, ^{Objects and powers.} namely:

- (a) to receive money on deposit from its shareholders upon such terms as to interest, security, time of payment and otherwise as may be agreed on;

- (b) to lend money to its shareholders for the purpose of any business or undertaking which the shareholder is authorized to carry on, on such terms as to interest, security, time of payment or otherwise as may be agreed upon;
- (c) to take securities covering real or personal property, including mortgages of real estate, as may be deemed expedient for the purpose of collaterally securing the repayment of any moneys loaned by or owing to the Company;
- (d) to sell, pledge or mortgage any mortgage or other security or any other real or personal property held by the Company from time to time, and to make and execute all requisite conveyances, assignments, transfers and assurances in respect thereof;
- (e) to become a member or shareholder of any corporation or association having objects altogether or in part similar to those of the Company or carrying on any business capable of being conducted so as directly or indirectly to benefit the Company;
- (f) to have, use, exercise and enjoy all the rights, powers and privileges given to any co-operative company or co-operative corporation by *The Companies Act*; and
- (g) for the purposes aforesaid, to purchase, acquire and take over as a going concern part of the business and undertaking of the Ontario Credit Union League Limited, a company incorporated under *The Credit Unions Act, 1940*, including the goodwill and any or all of the assets, property, privileges, contracts, rights, choses in action, bills of exchange and promissory notes, and to assume any or all of the obligations and liabilities of the Ontario Credit Union League Limited, and to pay for the same in fully paid shares or in bonds, debentures and other securities of the Company, and thereafter to carry on the said business on a co-operative basis.

Rev. Stat.,
c. 251.

1940, c. 7.

Head office.

3. The head office of the Company shall be at the City of Toronto in the Province of Ontario.

Capital.

4. The capital of the Company shall be the sum of \$1,000,000 divided into 100,000 shares having a par value of \$10 each.

Ownership
of shares.

5. Shares of the Company shall be sold to, owned or held only by,—

- (a) credit unions or other corporations incorporated under *The Credit Unions Act, 1940*;
- (b) co-operative corporations incorporated, organized or registered under provincial co-operative legislation or governed by such legislation;
- (c) corporations organized for charitable purposes;
- (d) corporations, no part of the income of which is payable to, or otherwise benefits personally any shareholder or member thereof; or
- (e) corporations however incorporated (whether under the laws of Ontario or not) which in the opinion of the directors are operating as co-operative corporations.

6. The affairs of the Company shall be under the control and direction of a Board of Directors composed of nine members, provided that such number may be increased or decreased by by-law pursuant to the provisions of *The Companies Act*. Board of Directors.

7. The persons named in section 1 shall be the first directors of the Company and they shall not be required to hold any shares of the Company, but unless in the meantime they qualify as directors as required by section 8 they shall cease to hold office after the first meeting of shareholders of the Company. Provisional directors.

8. Following the first meeting of the shareholders of the Company the qualifications of a director shall be that he be a member or shareholder in a corporation which owns at least one share of stock in the Company. Qualifications of directors.

9. No transfer of shares of the Company shall be valid unless and until authorized by the Board of Directors. Transfer of shares.

10.—(1) The Company may with the consent of any shareholder or shareholders redeem or purchase any or all of the shares of such shareholder or shareholders upon payment of an amount to be agreed upon by the Company and the shareholder or shareholders not exceeding the actual value of such shares. Redemption or purchase of shares on consent;

(2) The Company, whenever any shareholder is about to be wound up, dissolved or have its charter surrendered shall have the right at its option,— in special circumstances;

- (a) to redeem the shares of such shareholder at the book or par value, whichever is the lesser; or

- (b) to require the transfer of any such shares at the book or par value, whichever is the lesser, to any person eligible to hold the same.

Limitation
on.

(3) Not more than ten per centum of the issued shares of the Company may be redeemed or purchased pursuant to this section in any fiscal year and no such redemption or purchase shall be made when the Company is insolvent or so as to render the Company insolvent or so as to reduce the number of shareholders to less than fifty.

Failure to
surrender
certificates.

(4) In exercising its right to redeem or purchase shares or to require the transfer of shares to some other person eligible to hold the same, if the holder fails to deliver up and surrender the certificate or certificates evidencing the shares, the Company may cancel such shares and the certificate or certificates evidencing them and issue a new certificate or certificates to the person entitled thereto.

Powers of
shareholders
vested in
delegates.

11. At the first annual meeting of the Company and at every general meeting thereafter the powers of the shareholders shall be vested in delegates to be elected or appointed by each shareholder of the Company in such manner as may be provided for in the by-laws, and the delegates so elected or appointed shall exercise fully and completely in every way the powers or any of the powers of the shareholders of the Company; and a meeting of the delegates of the Company shall have the same effect in every way as a meeting of the shareholders of the Company.

One vote for
each dele-
gate.

12.—(1) Each shareholder of the Company shall be entitled at all meetings of the Company to one vote only for each delegate properly appointed and present in person at the meeting.

Proxy
voting.

(2) No delegate and, except as herein provided, no shareholder shall vote by proxy at any meeting of the Company.

By-laws.

13.—(1) The Company may pass by-laws,—

(a) to provide for the method of appointing or electing delegates by shareholders, the qualifications of such delegates, and determining the number of such delegates for each shareholder;

(b) to provide that the territory in which the Company carries on business be divided into districts, to change the boundaries of such districts, to provide for meetings of the delegates being held by districts, and to provide for the election of one or more directors by the delegates from each district;

- (c) to provide that every delegate shall be entitled to one vote only, irrespective of the number of shareholders he represents;
 - (d) to provide for the appointment or election by each shareholder of alternate delegates to attend and vote at meetings of shareholders in the absence of the delegates;
 - (e) to provide for payment of the expenses of delegates and alternate delegates attending general or district meetings of the Company;
 - (f) to provide that employees of the Company or persons engaged in any business which is in conflict with the business of the Company or persons residing outside Ontario shall be ineligible to hold office as directors, and to prescribe the maximum continuous period of time during which a person may serve as director and the period after which he shall again be eligible;
 - (g) to provide for the use of the single transferable vote in elections of directors of the Company, the method of making nominations and holding elections, the procedure in counting ballots, and any other matter or thing relating to the conduct of elections;
 - (h) to provide for the removal of directors at meetings of shareholders;
 - (i) to provide for the payment of interest on deposits.
- (2) Every by-law and every amendment thereof shall bind the Company and the shareholders thereof to the same extent as if each shareholder had subscribed its name and affixed its corporate seal thereto and as if there was in the by-law or amendment a covenant on the part of each shareholder, its successor and assigns, to conform thereto subject to the provisions of this Act.

By-laws a contract with shareholders.

14. The net surplus arising from the business of the Company in each fiscal year shall be distributed as follows,—

Distribution of surplus.

- (a) an amount equal to at least twenty per centum of the net earnings shall be set aside as a reserve fund until the reserve fund is equal to at least fifty per centum of the paid up capital of the Company, which fund shall be held as a reserve against uncollectible loans or losses and shall not be used for any other purpose except on a dissolution, winding up or

liquidation; provided that the directors may establish such other reserve funds as they may deem necessary or advisable;

(b) a dividend may be paid on the paid up capital of the Company at such rate as the by-laws may provide but not exceeding eight per centum per annum;

(c) the remainder of the net surplus shall be allocated, credited or paid to the shareholders of the Company in proportion to the business done by each such shareholder with or through the Company computed at a rate in relation to the quantity, quality or value of the services rendered by the Company on behalf of or to such shareholder, whether as principal or agent or otherwise, with appropriate differences in the rate for different classes of services.

Loans to shareholders only.

15. The Company shall make loans only to its shareholders.

Security to be given by officers.

16. Every person appointed to any office touching the receipt, management or expenditure of money for the purpose of the Company shall, before entering upon the duties of his office and while holding such office, give such security as is deemed sufficient by the directors for the faithful performance of his duties, which security may be varied in amount or renewed from time to time.

Prohibition.

Rev. Stat., c. 257.

17. The Company shall not carry on directly or indirectly any business within the meaning of *The Loan and Trust Corporations Act*.

Company deemed a co-operative company.

18.—(1) The Company shall be deemed to be a co-operative company operated on a co-operative basis as defined by Part XII of *The Companies Act*.

Application of Part XII of Rev. Stat., c. 251.

(2) Except where inconsistent with this Act, Part XII of *The Companies Act*, except section 156, shall apply to the Company.

Application of Rev. Stat., c. 251.

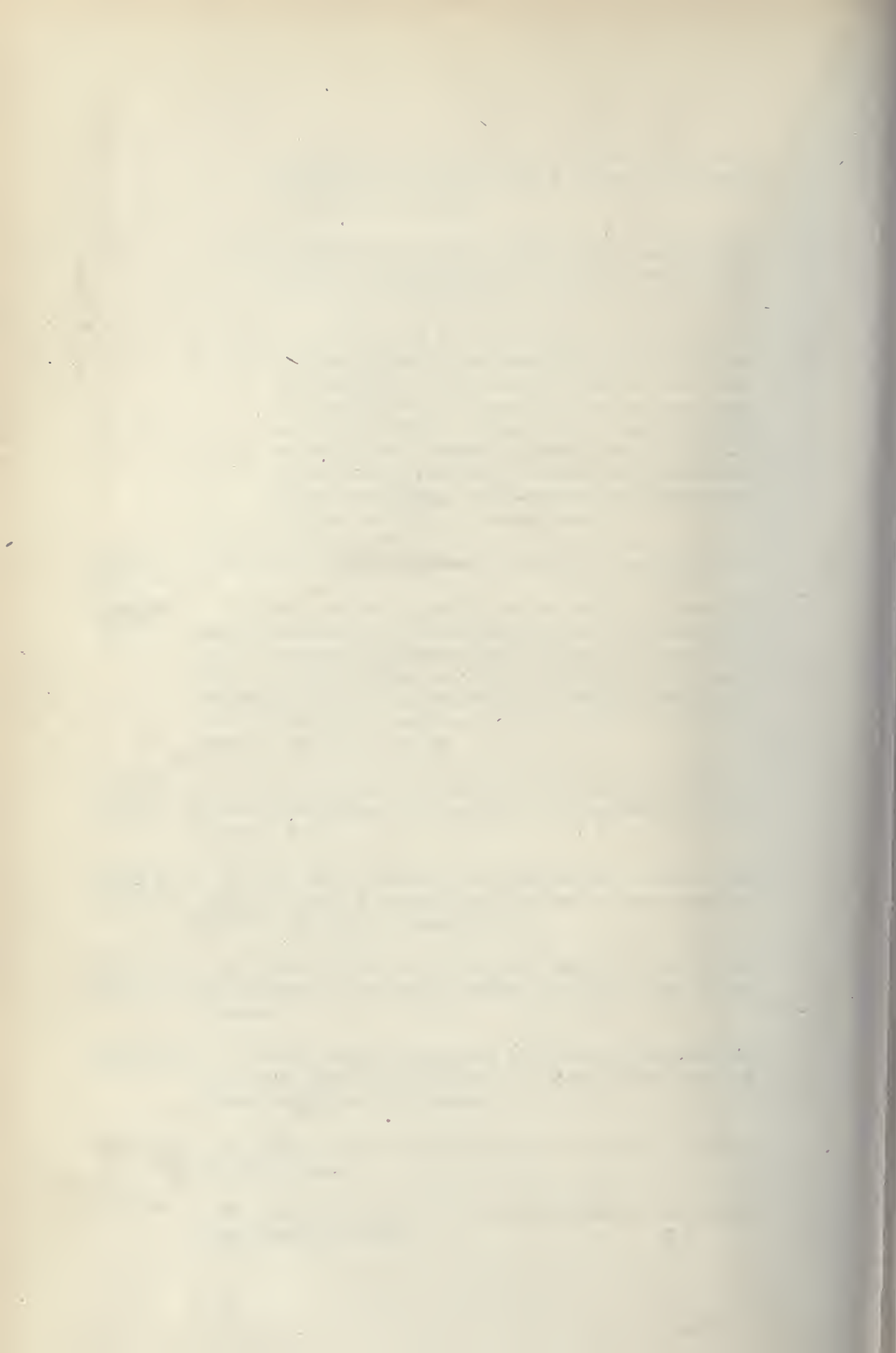
(3) Except where inconsistent with this Act or Part XII of *The Companies Act*, the general provisions of *The Companies Act* shall apply to the Company.

Commencement of Act.

19. This Act shall come into force on the day it receives the Royal Assent.

Short title.

20. This Act may be cited as *The Ontario Co-operative Credit Society Act, 1949*.



BILL

An Act to incorporate the Ontario Co-operative Credit Society.

1st Reading

2nd Reading

3rd Reading

MR. CATHCART

(Private Bill)

No. 26

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to incorporate the Ontario Co-operative Credit Society.

MR. CATHCART

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act to incorporate the Ontario Co-operative Credit Society.

WHEREAS the persons mentioned in section 1 by their Preamble petition have prayed that an Act be passed to incorporate the Ontario Co-operative Credit Society with the objects and powers hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Angus Bernard MacDonald, of the City of Ottawa in the County of Carleton, Secretary; Albert Cornelius Savage, of the City of Toronto in the County of York, Secretary; Louis Joseph Billy, of the City of Ottawa in the County of Carleton, Manager; Leonard Wilson Mitchell, of the City of Toronto in the County of York, Barrister-at-law; Cyril John Watson, of the City of Windsor in the County of Essex, Cashier; John Michael Hallinan, of the City of Toronto in the County of York, Manager; Norman McKinley Marshall, of the Village of Norwich in the County of Oxford, Manager; William Guy Nicholson, of the Village of Port Elgin in the County of Bruce, Farmer; Ralph Sharpe Staples, of the City of Toronto in the County of York, Manager; together with such other persons as become shareholders in the corporation hereby created, are hereby constituted a body corporate and politic under the name of Ontario Co-operative Credit Society, hereinafter called the Company.

2. The Company is incorporated for the following purposes and objects and shall have the following powers and authorities, namely:

- (a) to receive money on deposit from its shareholders upon such terms as to interest, security, time of payment and otherwise as may be agreed on;

- (b) to lend money to its shareholders for the purpose of any business or undertaking which the shareholder is authorized to carry on, on such terms as to interest, security, time of payment or otherwise as may be agreed upon;
- (c) to take securities covering real or personal property, including mortgages of real estate, as may be deemed expedient for the purpose of collaterally securing the repayment of any moneys loaned by or owing to the Company;
- (d) to sell, pledge or mortgage any mortgage or other security or any other real or personal property held by the Company from time to time, and to make and execute all requisite conveyances, assignments, transfers and assurances in respect thereof;
- (e) to become a member or shareholder of any corporation or association having objects altogether or in part similar to those of the Company or carrying on any business capable of being conducted so as directly or indirectly to benefit the Company;
- (f) to have, use, exercise and enjoy all the rights, powers and privileges given to any co-operative company or co-operative corporation by *The Companies Act*; and
- (g) for the purposes aforesaid, to purchase, acquire and take over as a going concern part of the business and undertaking of the Ontario Credit Union League Limited, a company incorporated under *The Credit Unions Act, 1940*, including the goodwill and any or all of the assets, property, privileges, contracts, rights, choses in action, bills of exchange and promissory notes, and to assume any or all of the obligations and liabilities of the Ontario Credit Union League Limited, and to pay for the same in fully paid shares or in bonds, debentures and other securities of the Company, and thereafter to carry on the said business on a co-operative basis.

Rev. Stat.,
c. 251.

1940, c. 7.

Head office.

3. The head office of the Company shall be at the City of Toronto in the Province of Ontario.

Capital.

4. The capital of the Company shall be the sum of \$1,000,000 divided into 100,000 shares having a par value of \$10 each.

Ownership
of shares.

5. Shares of the Company shall be sold to, owned or held only by,—

- (a) credit unions or other corporations incorporated under *The Credit Unions Act, 1940*;
- (b) co-operative corporations incorporated, organized or registered under provincial co-operative legislation or governed by such legislation;
- (c) corporations organized for charitable purposes;
- (d) corporations, no part of the income of which is payable to, or otherwise benefits personally any shareholder or member thereof; or
- (e) corporations however incorporated (whether under the laws of Ontario or not) which in the opinion of the directors are operating as co-operative corporations.

6. The affairs of the Company shall be under the control and direction of a Board of Directors composed of nine members, provided that such number may be increased or decreased by by-law pursuant to the provisions of *The Companies Act*. Board of Directors.

7. The persons named in section 1 shall be the first directors of the Company and they shall not be required to hold any shares of the Company, but unless in the meantime they qualify as directors as required by section 8 they shall cease to hold office after the first meeting of shareholders of the Company. Provisional directors.

8. Following the first meeting of the shareholders of the Company the qualifications of a director shall be that he be a member or shareholder in a corporation which owns at least one share of stock in the Company. Qualifications of directors.

9. No transfer of shares of the Company shall be valid unless and until authorized by the Board of Directors. Transfer of shares.

10.—(1) The Company may with the consent of any shareholder or shareholders redeem or purchase any or all of the shares of such shareholder or shareholders upon payment of an amount to be agreed upon by the Company and the shareholder or shareholders not exceeding the actual value of such shares. Redemption or purchase of shares on consent;

(2) The Company, whenever any shareholder is about to be wound up, dissolved or have its charter surrendered shall have the right at its option,— in special circumstances;

- (a) to redeem the shares of such shareholder at the book or par value, whichever is the lesser; or

- (b) to require the transfer of any such shares at the book or par value, whichever is the lesser, to any person eligible to hold the same.

limitation
on.

(3) Not more than ten per centum of the issued shares of the Company may be redeemed or purchased pursuant to this section in any fiscal year and no such redemption or purchase shall be made when the Company is insolvent or so as to render the Company insolvent or so as to reduce the number of shareholders to less than fifty.

Failure to
surrender
certificates.

(4) In exercising its right to redeem or purchase shares or to require the transfer of shares to some other person eligible to hold the same, if the holder fails to deliver up and surrender the certificate or certificates evidencing the shares, the Company may cancel such shares and the certificate or certificates evidencing them and issue a new certificate or certificates to the person entitled thereto.

Powers of
shareholders
vested in
delegates.

11. At the first annual meeting of the Company and at every general meeting thereafter the powers of the shareholders shall be vested in delegates to be elected or appointed by each shareholder of the Company in such manner as may be provided for in the by-laws, and the delegates so elected or appointed shall exercise fully and completely in every way the powers or any of the powers of the shareholders of the Company; and a meeting of the delegates of the Company shall have the same effect in every way as a meeting of the shareholders of the Company.

One vote for
each dele-
gate.

12.—(1) Each shareholder of the Company shall be entitled at all meetings of the Company to one vote only for each delegate properly appointed and present in person at the meeting.

Proxy
voting.

(2) No delegate and, except as herein provided, no shareholder shall vote by proxy at any meeting of the Company.

By-laws.

13.—(1) The Company may pass by-laws,—

(a) to provide for the method of appointing or electing delegates by shareholders, the qualifications of such delegates, and determining the number of such delegates for each shareholder;

(b) to provide that the territory in which the Company carries on business be divided into districts, to change the boundaries of such districts, to provide for meetings of the delegates being held by districts, and to provide for the election of one or more directors by the delegates from each district;

- (c) to provide that every delegate shall be entitled to one vote only, irrespective of the number of shareholders he represents;
- (d) to provide for the appointment or election by each shareholder of alternate delegates to attend and vote at meetings of shareholders in the absence of the delegates;
- (e) to provide for payment of the expenses of delegates and alternate delegates attending general or district meetings of the Company;
- (f) to provide that employees of the Company or persons engaged in any business which is in conflict with the business of the Company or persons residing outside Ontario shall be ineligible to hold office as directors, and to prescribe the maximum continuous period of time during which a person may serve as director and the period after which he shall again be eligible;
- (g) to provide for the use of the single transferable vote in elections of directors of the Company, the method of making nominations and holding elections, the procedure in counting ballots, and any other matter or thing relating to the conduct of elections;
- (h) to provide for the removal of directors at meetings of shareholders;
- (i) to provide for the payment of interest on deposits.

(2) Every by-law and every amendment thereof shall bind the Company and the shareholders thereof to the same extent as if each shareholder had subscribed its name and affixed its corporate seal thereto and as if there was in the by-law or amendment a covenant on the part of each shareholder, its successor and assigns, to conform thereto subject to the provisions of this Act.

By-laws a contract with shareholders.

14. The net surplus arising from the business of the Company in each fiscal year shall be distributed as follows,—

Distribution of surplus.

- (a) an amount equal to at least twenty per centum of the net earnings shall be set aside as a reserve fund until the reserve fund is equal to at least fifty per centum of the paid up capital of the Company, which fund shall be held as a reserve against uncollectible loans or losses and shall not be used for any other purpose except on a dissolution, winding up or

liquidation; provided that the directors may establish such other reserve funds as they may deem necessary or advisable;

- (b) a dividend may be paid on the paid up capital of the Company at such rate as the by-laws may provide but not exceeding eight per centum per annum;
- (c) the remainder of the net surplus shall be allocated, credited or paid to the shareholders of the Company in proportion to the business done by each such shareholder with or through the Company computed at a rate in relation to the quantity, quality or value of the services rendered by the Company on behalf of or to such shareholder, whether as principal or agent or otherwise, with appropriate differences in the rate for different classes of services.

Loans to shareholders only.

15. The Company shall make loans only to its shareholders.

Security to be given by officers.

16. Every person appointed to any office touching the receipt, management or expenditure of money for the purpose of the Company shall, before entering upon the duties of his office and while holding such office, give such security as is deemed sufficient by the directors for the faithful performance of his duties, which security may be varied in amount or renewed from time to time.

Prohibition.
Rev. Stat.,
c. 257.

17. The Company shall not carry on directly or indirectly any business within the meaning of *The Loan and Trust Corporations Act*.

Company deemed a co-operative company.

18.—(1) The Company shall be deemed to be a co-operative company operated on a co-operative basis as defined by Part XII of *The Companies Act*.

Application of Part XII of Rev. Stat., c. 251.

(2) Except where inconsistent with this Act, Part XII of *The Companies Act*, except section 156, shall apply to the Company.

Application of Rev. Stat., c. 251.

(3) Except where inconsistent with this Act or Part XII of *The Companies Act*, the general provisions of *The Companies Act* shall apply to the Company.

Commencement of Act.

19. This Act shall come into force on the day it receives the Royal Assent.

Short title.

20. This Act may be cited as *The Ontario Co-operative Credit Society Act, 1949*.



BILL

An Act to incorporate the Ontario Co-operative Credit Society.

1st Reading

February 24th, 1949

2nd Reading

March 7th, 1949

3rd Reading

March 17th, 1949

MR. CATHCART

No. 27

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Town of Tecumseh.

MR. MURDOCH

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

1918

THE UNIVERSITY OF CHICAGO

CHICAGO, ILL.

BILL

An Act respecting the Town of Tecumseh.

WHEREAS the Corporation of the Town of Tecumseh Preamble.
by its petition has represented that on the 25th day of
October, 1948, by-law number 537 was passed for submitting
to the electors of the Town the question whether they were
in favour of making an application by the Corporation to the
Legislature for authority to change the present composition
of the town council of mayor, reeve and three councillors
to that of mayor, reeve, deputy reeve and two councillors;
and whereas the question was submitted to the electors on the
8th day of December, 1948, who by majority of votes declared
themselves in favour of the application; and whereas the
petitioner has prayed that an Act may be passed for such
purpose; and whereas it is expedient to grant the prayer of the
said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1.—(1) On and after the 31st day of December, 1949, Composition
of council.
the council of the Corporation shall be composed of a mayor,
a reeve, a deputy reeve and two councillors, who shall be
elected by general vote of the qualified electors of the Town.

(2) For the office of the deputy reeve for the year 1950, First deputy
reeve.
the council in office for that year shall appoint one of the two
present councillors whose term of office expires at the end of
the year 1950, who shall hold office as deputy reeve for that
year.

(3) In the years thereafter the deputy reeve and one coun- Subsequent
elections.
cillor shall be elected in the one year, and the mayor, reeve
and one councillor in the next ensuing year.

2. Except where inconsistent with this Act, *The Town of* 1927, c. 129,
to apply.
Tecumseh Act, 1927 shall be of full force and effect.

3. This Act shall come into force on the day it receives the Commence-
ment of Act.
Royal Assent.

4. This Act may be cited as *The Town of Tecumseh Act*, Short title.
1949.

BILL

An Act respecting the Town of Tecumseh.

1st Reading

2nd Reading

3rd Reading

MR. MURDOCH

(Private Bill)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Town of Tecumseh.

MR. MURDOCH



BILL

An Act respecting the Town of Tecumseh.

WHEREAS the Corporation of the Town of Tecumseh Preamble.
by its petition has represented that on the 25th day of October, 1948, by-law number 537 was passed for submitting to the electors of the Town the question whether they were in favour of making an application by the Corporation to the Legislature for authority to change the present composition of the town council of mayor, reeve and three councillors to that of mayor, reeve, deputy reeve and two councillors; and whereas the question was submitted to the electors on the 8th day of December, 1948, who by majority of votes declared themselves in favour of the application; and whereas the petitioner has prayed that an Act may be passed for such purpose; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) On and after the 31st day of December, 1949, Composition of council.
the council of the Corporation shall be composed of a mayor, a reeve, a deputy reeve and two councillors, who shall be elected by general vote of the qualified electors of the Town.

(2) For the office of the deputy reeve for the year 1950, First deputy reeve.
the council in office for that year shall appoint one of the two present councillors whose term of office expires at the end of the year 1950, who shall hold office as deputy reeve for that year.

(3) In the years thereafter the deputy reeve and one coun- Subsequent elections.
cillor shall be elected in the one year, and the mayor, reeve and one councillor in the next ensuing year.

2. Except where inconsistent with this Act, *The Town of Tecumseh Act, 1927* shall be of full force and effect. 1927, c. 129, to apply.

3. This Act shall come into force on the day it receives the Commence-
ment of Act.
Royal Assent.

4. This Act may be cited as *The Town of Tecumseh Act*, Short title.
1949.

BILL

An Act respecting the Town of Tecumseh.

1st Reading

March 10th, 1949

2nd Reading

March 18th, 1949

3rd Reading

March 25th, 1949

MR. MURDOCH

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of East York.

MISS MACPHAIL

(PRIVATE BILL)

338

and not to allow the government to do so

No. 28

1949

BILL

An Act respecting the Township of East York.

WHEREAS, as of the 14th day of May, 1946, the Cor- Preamble.
poration of the Township of East York claimed to be the absolute owner in fee simple, free from encumbrance, of the lands comprised within the boundaries of the plan of subdivision made by S. Lanson, Esquire, Ontario Land Surveyor, dated the 25th day of January, 1946, and registered in the Registry Office for the Registry Division of the East and West Riding of the County of York on the 14th day of May, 1946, as Number 3281; and whereas parts of such lands have been sold and conveyed by the Corporation to various purchasers; and whereas some questions have arisen as to the title of the Corporation to some parts of the said lands; and whereas the Corporation by its petition has prayed that the said property be vested in such purchasers in fee simple; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

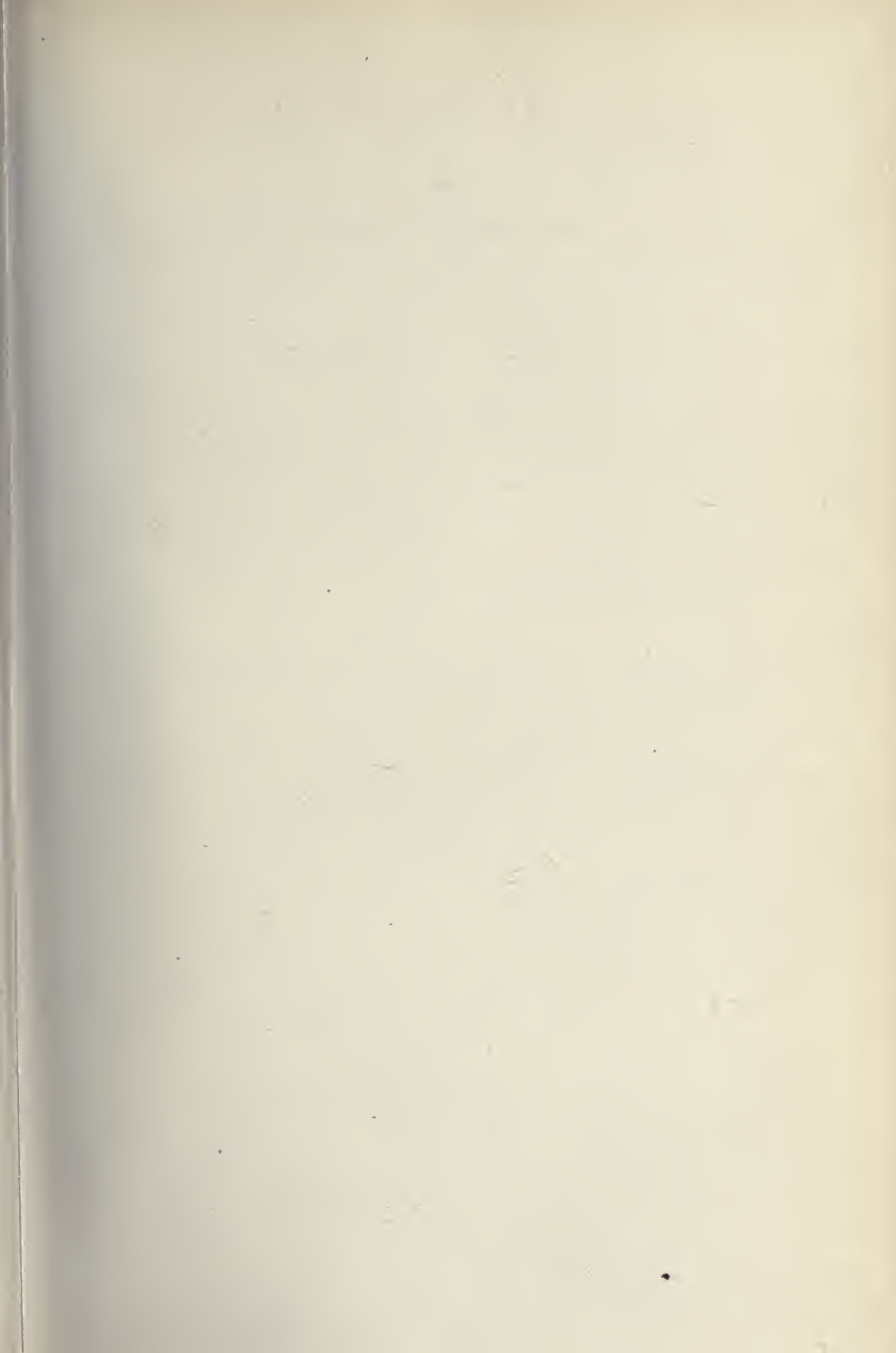
1. The Corporation of the Township of East York is declared to have been as of the 14th day of May, 1946, the absolute owner in fee simple, free from encumbrance, of all the lands comprised within the boundaries of the plan of subdivision made by S. Lanson, Esquire, Ontario Land Surveyor, dated the 25th day of January, 1946, and registered in the Registry Office for the Registry Division of the East and West Riding of the County of York on the 14th day of May, 1946, as Number 3281. Vesting of certain lands.

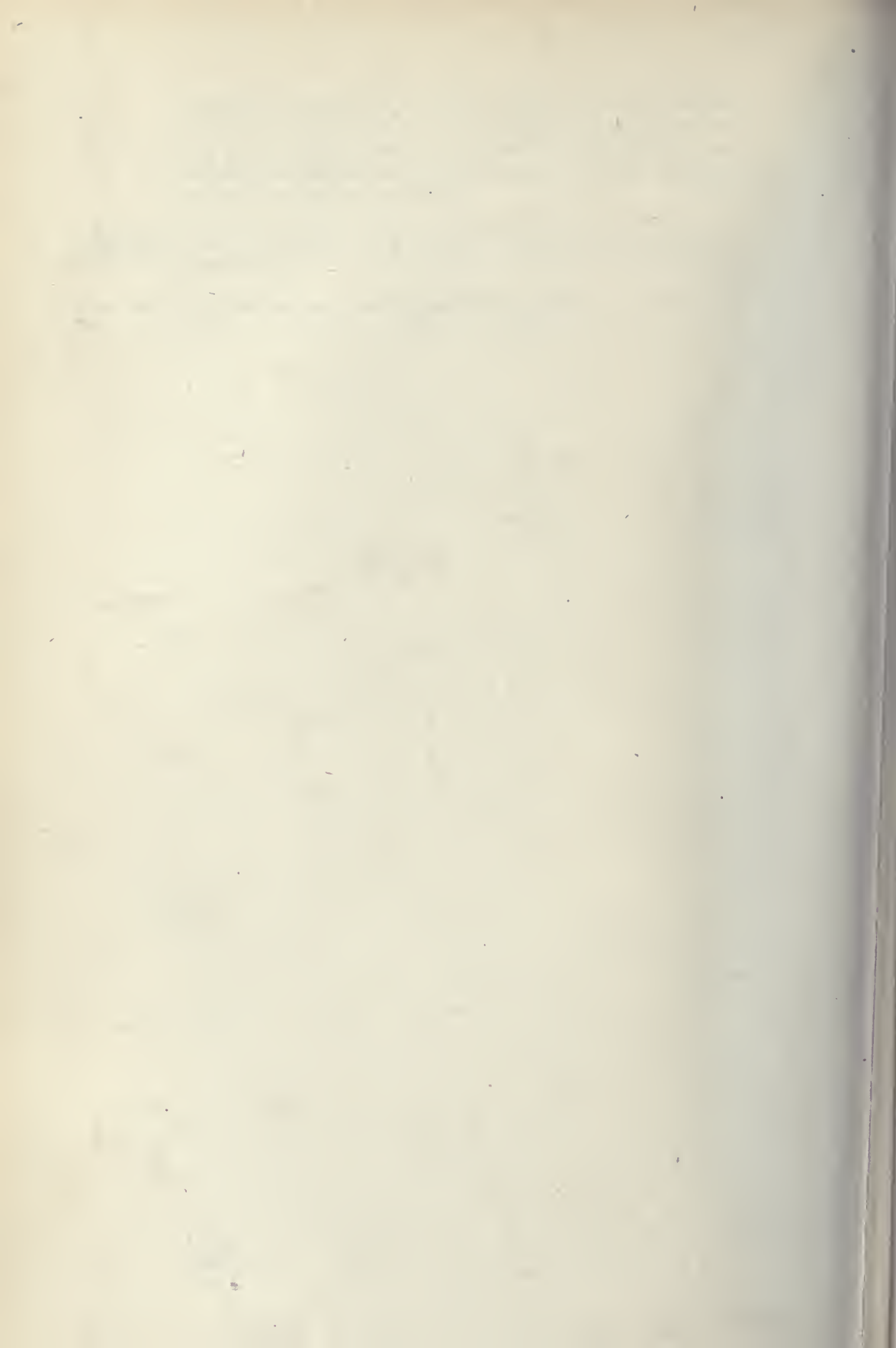
2. All sales made by the Corporation of the Township of East York of any part or parts of the lands comprised within the boundaries of the said plan of subdivision are confirmed and declared to be legal, valid and binding, and every conveyance of lands so sold purporting to have been executed by the Corporation under its corporate seal and purporting to convey the said lands to the purchaser thereof in fee simple, is also confirmed and declared to be legal, valid and binding. Confirmation of certain conveyances.

and shall be deemed to have had the effect of vesting the lands so sold in the purchaser, his heirs, assigns or legal representatives in fee simple clear of and free from all charges and encumbrances thereon and dower therein except taxes accruing after the said lands were so sold.

**Commence-
ment of Act.** **3.** This Act shall come into force on the day it receives the Royal Assent.

Short title. **4.** This Act may be cited as *The Township of East York Act, 1949.*





BILL

An Act respecting the Township of
East York.

1st Reading

2nd Reading

3rd Reading

MISS MACPHAIL

(Private Bill)

No. 28

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of East York.

MISS MACPHAIL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

BILL

An Act respecting the Township of East York.

WHEREAS, as of the 14th day of May, 1946, the Corporation of the Township of East York claimed to be the absolute owner in fee simple, free from encumbrance, of the lands comprised within the boundaries of the plan of subdivision made by S. Lanson, Esquire, Ontario Land Surveyor, dated the 25th day of January, 1946, and registered in the Registry Office for the Registry Division of the East and West Riding of the County of York on the 14th day of May, 1946, as Number 3281; and whereas parts of such lands have been sold and conveyed by the Corporation to various purchasers; and whereas some questions have arisen as to the title of the Corporation to some parts of the said lands; and whereas the Corporation by its petition has prayed that the said property be vested in such purchasers in fee simple; and whereas it is expedient to grant the prayer of the said petition; Preamble.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation of the Township of East York is declared to have been as of the 14th day of May, 1946, the absolute owner in fee simple, free from encumbrance, of all the lands comprised within the boundaries of the plan of subdivision made by S. Lanson, Esquire, Ontario Land Surveyor, dated the 25th day of January, 1946, and registered in the Registry Office for the Registry Division of the East and West Riding of the County of York on the 14th day of May, 1946, as Number 3281. Vesting of certain lands.

2. All sales made by the Corporation of the Township of East York of any part or parts of the lands comprised within the boundaries of the said plan of subdivision are confirmed and declared to be legal, valid and binding, and every conveyance of lands so sold purporting to have been executed by the Corporation under its corporate seal and purporting to convey the said lands to the purchaser thereof in fee simple, is also confirmed and declared to be legal, valid and binding. Confirmation of certain conveyances.

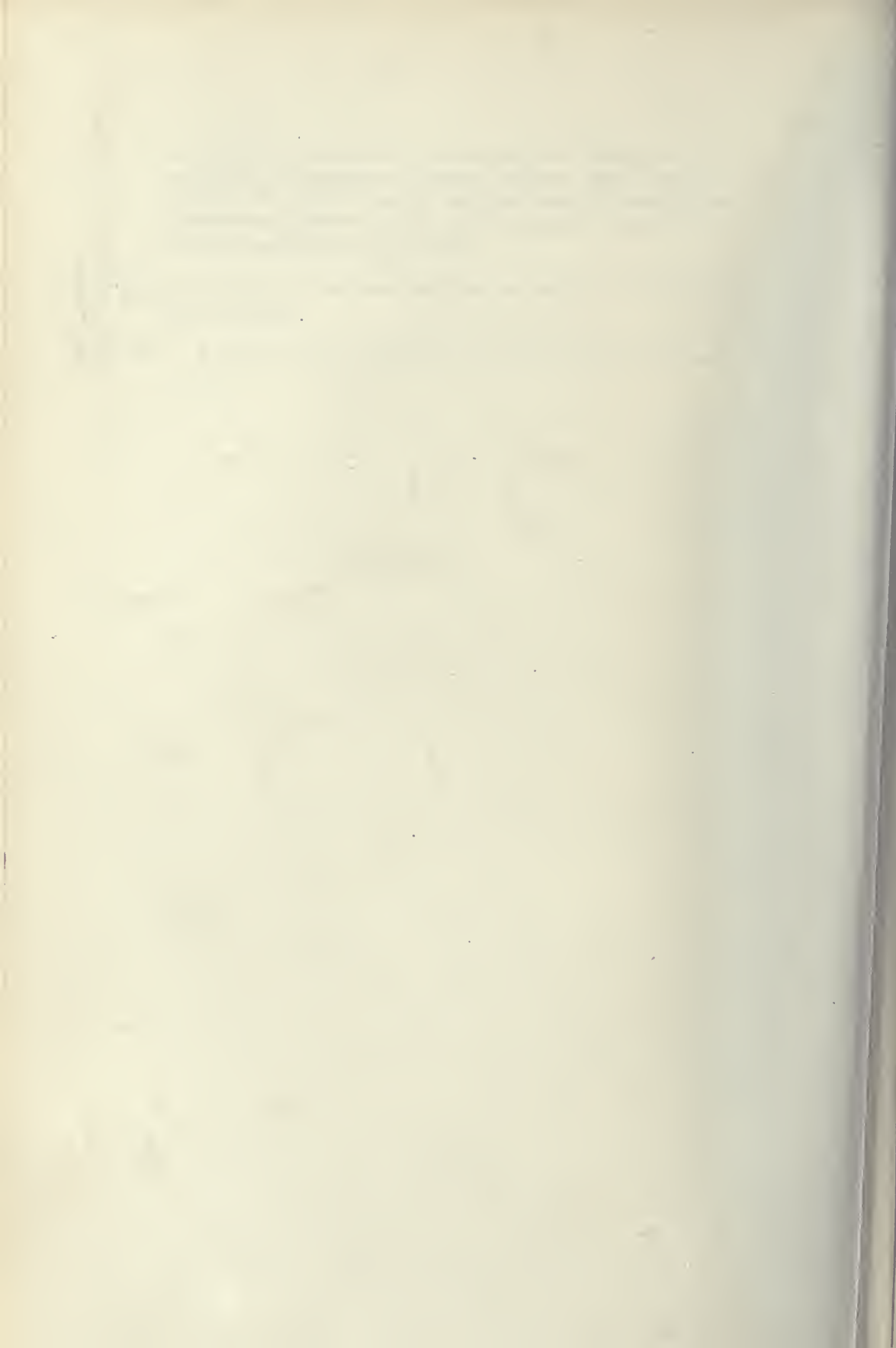
and shall be deemed to have had the effect of vesting the lands so sold in the purchaser, his heirs, assigns or legal representatives in fee simple clear of and free from all charges and encumbrances thereon and dower therein except taxes accruing after the said lands were so sold.

Commence-
ment of Act.

3. This Act shall come into force on the day it receives the Royal Assent.

Short title.

4. This Act may be cited as *The Township of East York Act, 1949*.



BILL

An Act respecting the Township of
East York.

1st Reading

March 10th, 1949

2nd Reading

March 24th, 1949

3rd Reading

March 28th, 1949

Miss MACPHAIL

No. 30

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Owen Sound.

MR. PHILLIPS

(PRIVATE BILL)

TORONTO
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PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

THE UNIVERSITY OF CHICAGO
LIBRARY

1911

THE UNIVERSITY OF CHICAGO

THE UNIVERSITY OF CHICAGO
LIBRARY

BILL

An Act respecting the City of Owen Sound.

WHEREAS the Corporation of the City of Owen Sound Preamble.
by its petition has prayed for special legislation to
amend *The City of Owen Sound Act, 1938*, so that the city
engineer will cease to be a member of the Civic Auditorium
Commission and an additional ratepayer will be eligible for
appointment to the Commission, and so that ratepayers
residing within five miles of the City will be eligible for
appointment to the Commission; and whereas it is expedient
to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Subsection 1 of section 3 of *The City of Owen Sound* 1938,
Act, 1938 is repealed and the following substituted therefor: c. 62, s. 3,
subs. 1,
re-enacted.

(1) The Civic Auditorium shall be under the management Under con-
trol of Com-
mission.
and control of a Commission consisting of,—

(a) the mayor; and

(b) five ratepayers resident within the City or
within five miles thereof, to be appointed by
the council of the corporation.

2. This Act may be cited as *The City of Owen Sound* Short title.
Act, 1949.

BILL

An Act respecting the City of
Owen Sound.

1st Reading

2nd Reading

3rd Reading

MR. PHILLIPS

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Owen Sound.

MR. PHILLIPS



BILL

An Act respecting the City of Owen Sound.

WHEREAS the Corporation of the City of Owen Sound Preamble.
by its petition has prayed for special legislation to
amend *The City of Owen Sound Act, 1938*, so that the city
engineer will cease to be a member of the Civic Auditorium
Commission and an additional ratepayer will be eligible for
appointment to the Commission, and so that ratepayers
residing within five miles of the City will be eligible for
appointment to the Commission; and whereas it is expedient
to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Subsection 1 of section 3 of *The City of Owen Sound* 1938,
Act, 1938 is repealed and the following substituted therefor: c. 62, s. 3,
subs. 1,
re-enacted.

(1) The Civic Auditorium shall be under the management Under con-
and control of a Commission consisting of,— trol of Com-
mission.

(a) the mayor; and

(b) five ratepayers resident within the City or
within five miles thereof, to be appointed by
the council of the corporation.

2. This Act may be cited as *The City of Owen Sound* Short title.
Act, 1949.

BILL

An Act respecting the City of
Owen Sound.

1st Reading

March 10th, 1949

2nd Reading

March 24th, 1949

3rd Reading

March 28th, 1949

MR. PHILLIPS

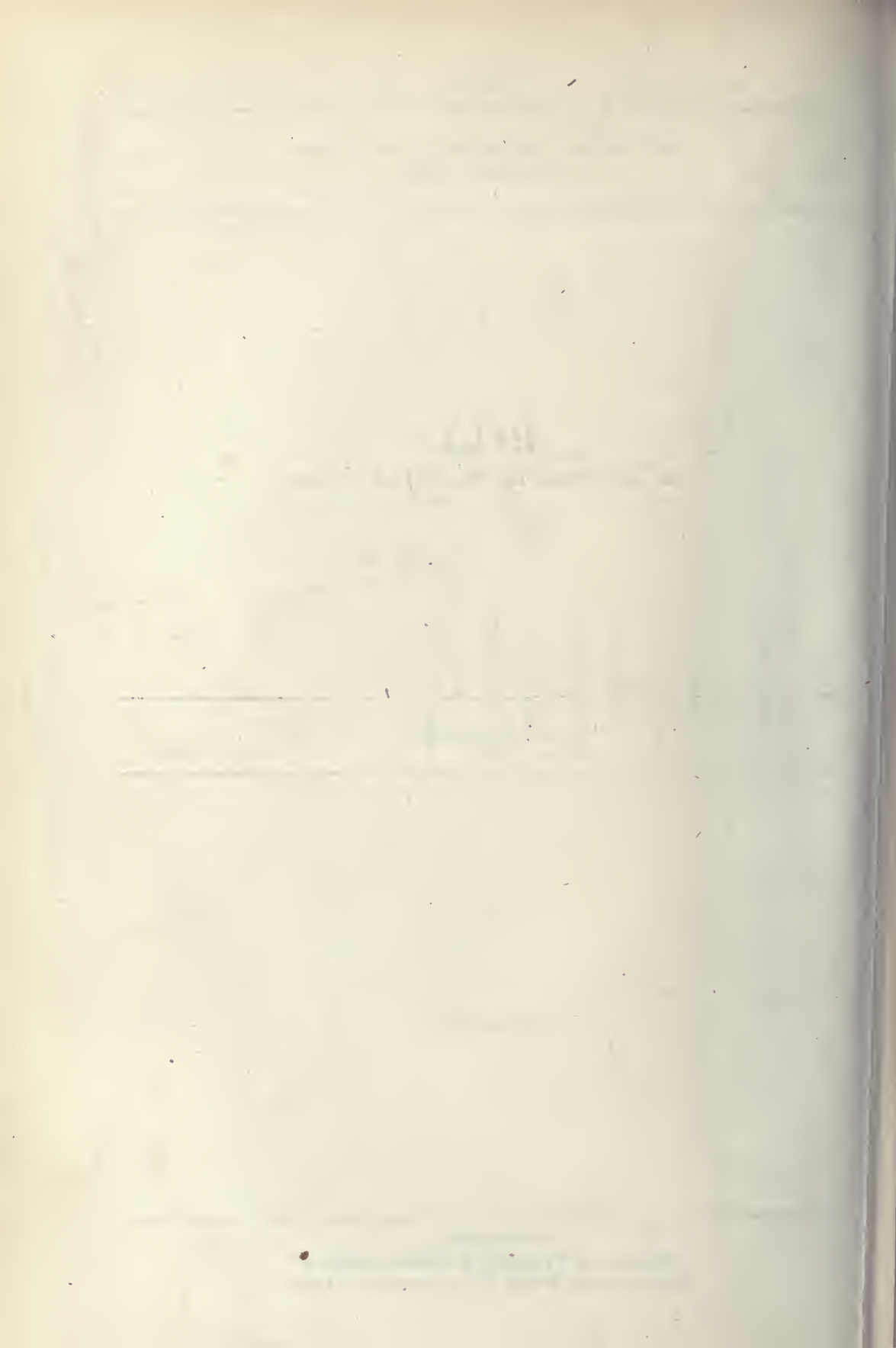
1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Ottawa.

MR. CHARTRAND

(Private Bill)



BILL

An Act respecting the City of Ottawa.

WHEREAS the Corporation of the City of Ottawa by Preamble.
its petition has prayed for special legislation in respect
of the several matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 1 of *The City of Ottawa Act, 1941*, as amended 1941.
by section 1 of *The City of Ottawa Act, 1946* and section 18 c. 72, s. 1.
of *The City of Ottawa Act, 1948*, is further amended by striking
out the figures "1950" where they occur in the amendment of
1948 and inserting in lieu thereof the figures "1955", so that
the section shall read as follows:

1. Notwithstanding the provisions of by-law number Time for
7036 passed by the council of the Corporation of entry under
the City of Ottawa on the 5th day of January, 1931, by-law 7036
and notwithstanding the order of the Ontario extended.
Municipal Board dated the 8th day of July, 1937,
the time for entry by the Corporation of the City of
Ottawa on the lands expropriated under the said
by-law number 7036 shall be deferred until the 1st
day of January, 1955.

2. Section 4 of *The City of Ottawa Act, 1947* is amended 1947.
by adding thereto the following paragraph: c. 135, s. 4.
amended.

5. For imposing penalties not exceeding (exclusive of
costs) \$50 for the first offence, \$100 for the second
offence and \$200 for the third and each subsequent
offence, upon every person who contravenes any
by-law passed under this section, any decision or
order of an officer referred to in paragraph 3, any
decision or resolution of the board established pur-
suant to paragraph 4, or any decision of the Ontario
Municipal Board on appeal from the said Board,
which penalties shall be recoverable under *The* Rev. Stat.,
Summary Convictions Act. c. 136.

Annexation
order
confirmed.

3.—(1) Order P.F. B-8464 of the Ontario Municipal Board dated the 6th day of December, 1948, as amended by Order P.F. B-8464 dated the 28th day of February, 1949, set out as Schedules A and B hereto, respectively, is hereby confirmed.

Effective
date.

(2) The said Order shall come into force on the 1st day of January, 1950.

By-laws
to remain
in force.

(3) Notwithstanding section 33 of *The Municipal Act*, all by-laws of the Corporation of the Township of Nepean relating to the use of land or the erection or the use of buildings on land and all by-laws of the said Corporation passed under section 23 of *The Planning Act, 1946*, which are in effect on the 31st day of December, 1949, shall, so far as they affect the lands annexed to the City of Ottawa by the said Order, remain in force until repealed by the council of the Corporation of the City of Ottawa.

Rev. Stat.,
c. 266.
1946, c. 71.

Registry
divisions.

(4) The lands annexed to the City of Ottawa by the said Order shall be detached from the Registry Division of the County of Carleton and shall form part of the Registry Division of the City of Ottawa for the purposes of *The Registry Act*.

Rev. Stat.,
c. 170.

Commence-
ment of Act.

4. This Act shall come into force on the day it receives the Royal Assent.

Short title.

5. This Act may be cited as *The City of Ottawa Act, 1949*.

SCHEDULE A

P.F. B-8464

Monday, the Sixth day of December, A.D. 1948.

BEFORE:

R. S. COLTER, ESQ., K.C.,
Chairman, and

W. J. MOORE, ESQ., O.L.S.,
Member.

IN THE MATTER OF Section 23 of
The Municipal Act (R.S.O. 1937,
Chapter 266) (as re-enacted by
O.S. 1939, Chapter 30, Section 2,
and re-enacted by O.S. 1947, Chap-
ter 69, Section 2 (1)), and

IN THE MATTER OF an application by
The Corporation of the City of
Ottawa for the annexation thereto
of certain lands in the Township of
Nepean.

UPON THE APPLICATION OF the Corporation of the City of Ottawa in the presence of Counsel for the Applicant, Counsel for the Corporation of the Township of Nepean, Counsel for the Corporation of the County of Carleton and of a number of interested property owners and residents of the Township of Nepean who appeared in person, and upon reading By-law Number 10000 of The Corporation of the City of Ottawa filed with the Board authorizing this application, and upon hearing the evidence adduced at a public hearing held in the City of Ottawa on Monday, Tuesday and Wednesday, the 1st, 2nd and 3rd days of November, 1948, pursuant to notice given in accordance with the direction of the Board, and upon hearing what was alleged by Counsel aforesaid and by the aforesaid property owners and residents,

THE BOARD ORDERS, under and in pursuance of Section 23 of *The Municipal Act* (R.S.O. 1937, Chapter 266) (as re-enacted by O.S. 1939, Chapter 30, Section 2, and amended and re-enacted by O.S. 1947, Chapter 69, Section 2 (1)), that that part of the Township of Nepean described in Schedule A hereto be and the same is hereby annexed to the City of Ottawa.

THE BOARD FURTHER ORDERS that, unless an objection is filed with the Board pursuant to Subsection 14 of Section 23 of *The Municipal Act* and is not withdrawn, this Order shall be deemed to have come into effect on the 1st day of January, 1949.

(Signed) R. S. COLTER,
(Seal) Chairman.

Schedule A

COMMENCING at a point where the division line between Lots 17 and 18, Concession 1 (Ottawa Front) intersects the southerly shore line of the Ottawa River; thence southerly and along the said division line and the same produced to its intersection with the southerly limit of the road allowance between Concessions 1 and 2 (Ottawa Front); thence easterly and along the southerly limit of the said road allowance between Concessions 1 and 2 (Ottawa Front) to its intersection with the division line between Lots 18 and 19, Concession 2 (Ottawa Front); thence southerly and along the division line between said Lots 18 and 19, Concession 2 (Ottawa Front) and the same produced in a straight line to the southerly limit of the right-of-way of the Canadian National Railway; thence easterly and along the said southerly limit of the said right-of-way of the Canadian National Railway to its intersection with the westerly limit of the road allowance between Concessions 1 and 2 (Rideau Front); thence southerly and along the said westerly limit of the road allowance between Concessions 1 and 2 (Rideau Front) to a point where the division line

between Lots 23 and 24, Concession 1 (Rideau Front) produced westerly would intersect the said westerly limit of the hereinbefore mentioned road allowance; thence easterly in a straight line and along the said division line between Lots 23 and 24, Concession 1 (Rideau Front), to its intersection with the easterly limit of the right-of-way of the Canadian National Railway; thence northerly and along the said easterly limit of the right-of-way of the Canadian National Railway to its intersection with the easterly limit of the road allowance between Concessions 1 and A (Rideau Front); thence northerly and along the said easterly limit of the last mentioned road allowance to the southerly limit of the road allowance between Lots 25 and 26, Concession A (Rideau Front); thence easterly and along the said southerly limit of the road allowance between Lots 25 and 26, Concession A (Rideau Front) to its intersection with the centre of the channel of the Rideau River; thence downstream in a northerly and easterly direction following the centre of the channel of the said Rideau River to the westerly limit of Bronson Avenue produced; thence northerly along the production of and the westerly limit of Bronson Avenue to the centre of the channel of the Rideau Canal; thence southwesterly and following the centre of the channel of the Rideau Canal to the westerly limit of the right-of-way of the Canadian Pacific Railway; thence northwesterly and following the said westerly limit of the right-of-way of the Canadian Pacific Railway to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the easterly limit of Fisher Avenue; thence southerly and along the easterly limit of Fisher Avenue to a point opposite the production easterly in a straight line of the division line between the north and south halves of Lot K, Concession A (Rideau Front); thence westerly and along the last mentioned division line to a point distant 379.9' easterly from the easterly limit of the Merivale Road; thence northerly and parallel with the easterly limit of the Merivale Road a distance of 412.5'; thence southwesterly in a straight line to a point on the easterly limit of the Merivale Road distant 294.22' southerly from the southerly limit of Anna Street; thence northerly along the easterly limit of the Merivale Road to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the production southerly of the division line between Lots 33 and 34, Concession 1 (Ottawa Front); thence northerly and along said division line between Lots 33 and 34 and the same continued northerly along the centre line of Western Avenue to the northerly limit of Scott Street; thence easterly along the northerly limit of Scott Street to the westerly limit of Parkdale Avenue; thence northerly along the westerly limit of Parkdale Avenue and its production northerly to the boundary line between the Province of Ontario and the Province of Quebec (being the centre of the channel of the Ottawa River); thence in a westerly direction following the said Interprovincial Boundary line to a point opposite the production northerly in a straight line of the division line between Lots 17 and 18, Concession 1 (Ottawa Front); thence southerly and along said last mentioned division line to the point of commencement.

SCHEDULE B

P.F. B-8464

Monday, the Twenty-eighth day of February, A.D. 1949.

BEFORE:

R. S. COLTER, ESQ., K.C.,
Chairman, andW. J. MOORE, ESQ., O.L.S.,
Member.

{ IN THE MATTER OF Section 23 of
The Municipal Act (R.S.O. 1937,
 Chapter 266) (as re-enacted by
 O.S. 1939, Chapter 30, Section 2,
 and amended and re-enacted by
 O.S. 1947, Chapter 69, Section 2
 (1)), and

{ IN THE MATTER OF an application by
 the Corporation of the City of
 Ottawa for the annexation thereto
 of certain lands in the Township
 of Nepean.

UPON THE APPLICATION OF The Corporation of the City of Ottawa,
 the Corporation of the Township of Nepean consenting thereto;

THE BOARD ORDERS pursuant to Section 49 of *The Ontario Municipal
 Board Act* (R.S.O. 1937, Chapter 60) that Order P.F. B-8464, dated the
 6th day of December, 1948, be and the same is hereby varied,—

- (a) by striking out the schedule thereto and inserting in lieu thereof
 Schedule "A" to this Order;
- (b) by striking out the third paragraph of the said Order and inserting
 in lieu thereof the following paragraph:

"THE BOARD RECOMMENDS that this Order should come into
 force on the 1st day of January, 1950";

- (c) by adding thereto the following:

"THE BOARD FURTHER ORDERS—

1. That the lands annexed to the City of Ottawa by this
 Order, hereinafter referred to as "the annexed lands" shall be
 added to the assessment rolls of the City of Ottawa for the year
 1949 and, subject to the exemptions provided by any Act, shall
 be liable to taxation by The Corporation of the City of Ottawa
 in the year 1950 and thereafter at the same rates as other lands
 in the City of Ottawa.

2. The assessment of the annexed lands made by The Cor-
 poration of the Township of Nepean in the year 1949, including
 business assessment, as finally revised and confirmed, together
 with all additions to the assessment rolls under the provisions of
 Section 57a of *The Assessment Act* shall, subject to the provisions
 of paragraphs 4 and 5 below, be the assessment upon which The
 Corporation of the City of Ottawa shall levy taxation in respect
 of the said lands in the year 1950.

3.—(1) All proceedings under *The Assessment Act* in respect
 of the said assessments made by The Corporation of the Township
 of Nepean in 1949 which have not been completed by the Court
 of Revision of the Township of Nepean on the 31st day of Decem-
 ber, 1949, shall be continued and completed by such court as if
 the annexed lands had not been annexed to the City of Ottawa.

(2) Prior to the 1st day of January, 1950, all such proceedings
 shall be conducted on behalf of the municipality by The Cor-
 poration of the Township of Nepean and on and after such date
 all such proceedings shall be conducted on behalf of the muni-
 cipality by The Corporation of the City of Ottawa, and after
 such date and until such proceedings are completed the said

Court of Revision shall be deemed to be employed by The Corporation of the City of Ottawa and shall be paid by the said Corporation

4. All lands, including existing buildings and replacements thereof, in each township lot in that part of the area annexed which is bounded on the east by the westerly limit of the water area defined by By-law Number 1096 of The Corporation of the Township of Nepean, as amended by By-law Number 1107, on the south by Carling Avenue, on the west by the westerly limit of the annexed lands and on the north by the northerly limit of the annexed lands shall in 1949 and thereafter be assessed at the amount shown in the 1948 assessment rolls of the Township of Nepean until the main trunk sewer to be constructed by The Corporation of the City of Ottawa through the annexed lands reaches the division line between the easterly and westerly halves of each such township lot, after which time (when the regular annual assessment is made) all lands within the lot shall be assessed in accordance with the provisions of *The Assessment Act*, PROVIDED THAT in the case of lands lying to the west of the westerly terminus of the said trunk sewer as determined by The Corporation of the City of Ottawa this paragraph shall cease to apply to such lands when such sewer reaches such terminus and such lands shall then be assessed in accordance with the provisions of *The Assessment Act*, PROVIDED ALSO that this paragraph shall not apply to alterations, additions, improvements and new structures which shall be assessed in accordance with the provisions of *The Assessment Act*.

5. Each parcel of land separately assessed within that part of the annexed lands bounded on the east by Clyde Avenue, on the south by the southerly limit of the annexed lands, on the west by the westerly limit of the annexed lands, and on the north by the right-of-way of the Canadian National Railway, across Lots 19 to 25 inclusive, Concession 2 (Ottawa Front), and the northerly boundary of present Township School Section Number 12, across Lots 26 to 30 inclusive, Concession 2 (Ottawa Front), which is unsubdivided and wholly used for agricultural purposes, shall in 1949 and thereafter be assessed at the amount shown in the 1948 assessment rolls of The Corporation of the Township of Nepean, except as to alterations, additions, improvements and new structures, which shall be assessed in accordance with the provisions of *The Assessment Act* in the same manner in which they would have been assessed had the annexed lands remained within the Township of Nepean, PROVIDED THAT upon any such parcel of land ceasing to be wholly used for agricultural purposes, or being subdivided in whole or in part, such parcel of land shall forthwith become liable to assessment in accordance with the provisions of *The Assessment Act*.

6.—(1) All taxes imposed by The Corporation of the Township of Nepean upon the annexed lands up to the 31st day of December, 1949, and all arrears of taxes then owing on the said lands shall remain the property of The Corporation of the Township of Nepean.

(2) The Corporation of the Township of Nepean shall furnish the Corporation of the City of Ottawa with a special collector's roll showing all arrears of taxes owing in respect of the annexed lands up to the 31st day of December, 1949, and the persons assessed therefor, and The Corporation of the City of Ottawa shall have the right to collect and shall collect such arrears of taxes in the same manner and with all the rights and powers, including the right to sell lands for arrears of taxes, provided by *The Assessment Act* or any other Act, as fully and effectually as if the said taxes had been levied by The Corporation of the City of Ottawa.

(3) The Corporation of the City of Ottawa shall pay the proceeds of the collection of such arrears of taxes to The Corpora-

tion of the Township of Nepean after deducting therefrom the proper costs and expenses of collecting the same, and The Corporation of the City of Ottawa shall not be responsible to The Corporation of the Township of Nepean for any of such arrears of taxes which it may be unable to collect.

(4) The Corporation of the Township of Nepean shall indemnify and save harmless The Corporation of the City of Ottawa from all loss, damages, costs and expenses arising from any act or omission of The Corporation of the Township of Nepean or its officers or servants in connection with the said special collector's roll.

7. The election to be held in the year 1949 by The Corporation of the Township of Nepean for the Council of the said Corporation for 1950 and all proceedings in connection therewith, shall be held as if the annexed lands did not form part of the Township of Nepean.

8.—(1) The Corporation of the Township of Nepean shall in 1949 prepare a special voters' list under *The Voters' Lists Act* in respect of the area annexed and The Corporation of the City of Ottawa may use such list for the purpose of the election hereinafter referred to in the same manner and to the same extent as if the said list had been prepared by The Corporation of the City of Ottawa.

(2) The Corporation of the City of Ottawa shall provide for the holding of an election at which aldermen representing the wards referred to in subparagraph (2) of paragraph 9 shall be elected for the year 1950 and such election may be held before or after the 1st day of January, 1950, and all necessary proceedings in connection therewith may be taken by The Corporation of the City of Ottawa prior to the 1st day of January, 1950, in the same manner and to the same extent as if the annexed lands then formed part of the City of Ottawa, or may be taken after such date.

9.—(1) That part of the annexed lands which lies to the east of the Rideau Canal shall form part of Riverdale Ward in the City of Ottawa.

(2) The remainder of the annexed lands shall be divided into two wards by the following line and each such ward shall be represented in the Council of The Corporation of the City of Ottawa by two aldermen:

COMMENCING at a point where the southerly limit of Pacific Street intersects the southeasterly shore of the Ottawa River, the same being the northwesterly boundary of the Village of Westboro; thence easterly along the said southerly limit of Pacific Street to its intersection with the production northerly of the westerly limit of Dominion Avenue; thence southerly along the said northerly production and the westerly limit of Dominion Avenue and the same produced southerly in a straight line to the northerly limit of the Richmond Road; thence westerly along the northerly limit of the Richmond Road to its intersection with the production northerly of the westerly limit of Golden Avenue; thence southerly along said northerly production and the westerly limit of Golden Avenue and its production southerly in a straight line to the southerly limit of Carling Avenue; thence easterly along the said southerly limit of Carling Avenue to its intersection with the westerly limit of Clyde Avenue; thence southerly along the said westerly limit of Clyde Avenue to a point distant 120 feet southerly measured at right angles from the southerly limit of the Base Line Road, the same being the southerly limit of the annexed lands."

(Seal)

R. S. COLTER,
Chairman.

Schedule A

ALL AND SINGULAR that certain part of the Township of Nepean in the County of Carleton and Province of Ontario which may be more particularly described as follows: Commencing at a point where the division line between Lots 17 and 18, Concession 1 (Ottawa Front) intersects the southerly shore line of the Ottawa River; thence southerly and along the said division line and the same produced to its intersection with the southerly limit of the road allowance between Concessions 1 and 2 (Ottawa Front); thence easterly and along the southerly limit of the said road allowance between Concessions 1 and 2 (Ottawa Front) to its intersection with the division line between Lots 18 and 19, Concession 2 (Ottawa Front); thence southerly and along the division line between said Lots 18 and 19, Concession 2 (Ottawa Front) and the same produced in a straight line across the road allowance between Concession 2 (Ottawa Front) and Concession 3 (Rideau Front) to a point distant 120 feet southerly measured at right angles from the southerly limit of the said last mentioned road allowance; thence easterly along a line drawn parallel to and distant 120 feet southerly measured at right angles from the southerly limit of the said road allowance between Concession 2 (Ottawa Front) and Concessions 3, 2, 1 and A (Rideau Front), the said road allowance being more commonly known as the Base Line Road, to a point distant 120 feet westerly measured at right angles from the westerly limit of the road allowance between Concessions A and B (Rideau Front), the said last mentioned road allowance being more commonly known as Fisher Avenue; thence southerly along a line drawn parallel to and distant 120 feet westerly measured at right angles from the westerly limit of the said last mentioned road allowance to a point distant 120 feet southerly measured at right angles from the southerly limit of the road allowance between Lots 30 and 31, Concession A (Rideau Front); thence easterly along a line drawn parallel to and distant 120 feet southerly measured at right angles from the southerly limit of the said last mentioned road allowance and continuing easterly along a line drawn parallel to and distant 120 feet southerly measured at right angles from the southerly limit of the road allowance between Lots 30 and 31, Concession B (Rideau Front) and its production easterly in a straight line to the centre line of the channel of the Rideau River; thence downstream in a northerly and easterly direction following the centre of the channel of the said Rideau River to the westerly limit of Bronson Avenue produced; thence northerly along the production of and the westerly limit of Bronson Avenue to the centre of the channel of the Rideau Canal; thence southwesterly and following the centre of the channel of the Rideau Canal to the westerly limit of the right-of-way of the Canadian Pacific Railway; thence northwesterly and following the said westerly limit of the right-of-way of the Canadian Pacific Railway to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the easterly limit of Fisher Avenue; thence southerly and along the easterly limit of Fisher Avenue to a point opposite the production easterly in a straight line of the division line between the north and south halves of Lot K, Concession A (Rideau Front); thence westerly and along the last mentioned division line to a point distant 379.9 feet easterly from the easterly limit of the Merivale Road; thence northerly and parallel with the easterly limit of the Merivale Road a distance of 412.5 feet; thence southwesterly in a straight line to a point on the easterly limit of the Merivale Road distant 294.22 feet southerly from the southerly limit of Anna Street; thence northerly along the easterly limit of the Merivale Road to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the production southerly of the division line between Lots 33 and 34, Concession 1 (Ottawa Front); thence northerly and along said division line between Lots 33 and 34 and the same continued northerly along the centre line of Western Avenue to the northerly limit of Scott Street; thence easterly along the northerly limit of Scott Street to the westerly limit of Parkdale Avenue; thence northerly along the westerly limit of Parkdale Avenue and its production northerly to the boundary line between the Province of Ontario and the Province of Quebec (being the centre of the channel of the Ottawa River); thence in a westerly direction following the said Interprovincial Boundary line to a point opposite the production northerly in a straight line of the division line between Lots 17 and 18, Concession 1 (Ottawa Front); thence southerly and along said last mentioned division line to the point of commencement.

BILL

An Act respecting the City of Ottawa.

1st Reading

2nd Reading

3rd Reading

MR CHARTRAND

(Private Bill)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Ottawa.

MR. CHARTRAND

(Reprinted as amended by the Committee on Private Bills.)



BILL

An Act respecting the City of Ottawa.

WHEREAS the Corporation of the City of Ottawa by Preamble.
its petition has prayed for special legislation in respect
of the several matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 1 of *The City of Ottawa Act, 1941*, as amended 1941,
c. 72, s. 1,
amended. by section 1 of *The City of Ottawa Act, 1946* and section 18
of *The City of Ottawa Act, 1948*, is further amended by striking
out the figures "1950" where they occur in the amendment of
1948 and inserting in lieu thereof the figures "1955", so that
the section shall read as follows:

1. Notwithstanding the provisions of by-law number Time for
entry under
by-law 7036
extended. 7036 passed by the council of the Corporation of
the City of Ottawa on the 5th day of January, 1931,
and notwithstanding the order of the Ontario
Municipal Board dated the 8th day of July, 1937,
the time for entry by the Corporation of the City of
Ottawa on the lands expropriated under the said
by-law number 7036 shall be deferred until the 1st
day of January, 1955.

2. Section 4 of *The City of Ottawa Act, 1947* is amended 1947,
c. 135, s. 4,
amended. by adding thereto the following paragraph:

5. For imposing penalties not exceeding (exclusive of
costs) \$50 for the first offence, \$100 for the second
offence and \$200 for the third and each subsequent
offence, upon every person who contravenes any
by-law passed under this section, any decision or
order of an officer referred to in paragraph 3, any
decision or resolution of the board established pur-
suant to paragraph 4, or any decision of the Ontario
Municipal Board on appeal from the said Board,
which penalties shall be recoverable under *The* Rev. Stat.,
c. 136. *Summary Convictions Act*.

Annexation
order
confirmed.

3.—(1) Order P.F. B-8464 of the Ontario Municipal Board dated the 6th day of December, 1948, as amended by Order P.F. B-8464 dated the 28th day of February, 1949, set out as Schedules A and B hereto, respectively, is hereby confirmed.

Effective
date.

(2) The said Order shall come into force on the 1st day of January, 1950.

By-laws
to remain
in force.

(3) Notwithstanding section 33 of *The Municipal Act*, all by-laws of the Corporation of the Township of Nepean relating to the use of land or the erection or the use of buildings on land and all by-laws of the said Corporation passed under section 23 of *The Planning Act, 1946*, which are in effect on the 31st day of December, 1949, shall, so far as they affect the lands annexed to the City of Ottawa by the said Order, remain in force until repealed by the council of the Corporation of the City of Ottawa.

Rev. Stat.,
c. 266.
1946, c. 71.

Registry
divisions.

(4) The lands annexed to the City of Ottawa by the said Order shall be detached from the Registry Division of the County of Carleton and shall form part of the Registry Division of the City of Ottawa for the purposes of *The Registry Act*.

Rev. Stat.,
c. 170.

Purchase of
Nepean Bus
Lines
Limited.

(5) In the absence of agreement being reached between Nepean Bus Lines Limited and the Ottawa Transportation Commission before the 1st day of October, 1949, respecting the purchase price payable for the assets and undertaking of Nepean Bus Lines Limited, the Ontario Municipal Board shall determine such price upon the application thereto of either party.

Commence-
ment of Act.

4. This Act shall come into force on the day it receives the Royal Assent.

Short title.

5. This Act may be cited as *The City of Ottawa Act, 1949*.

SCHEDULE A

P.F. B-8464

Monday, the Sixth day of December, A.D. 1948.

BEFORE:

R. S. COLTER, Esq., K.C.,
Chairman, andW. J. MOORE, Esq., O.L.S.,
Member.IN THE MATTER OF Section 23 of
The Municipal Act (R.S.O. 1937,
Chapter 266) (as re-enacted by
O.S. 1939, Chapter 30, Section 2,
and re-enacted by O.S. 1947, Chap-
ter 69, Section 2 (1)), andIN THE MATTER OF an application by
The Corporation of the City of
Ottawa for the annexation thereto
of certain lands in the Township of
Nepean.

UPON THE APPLICATION OF the Corporation of the City of Ottawa in the presence of Counsel for the Applicant, Counsel for the Corporation of the Township of Nepean, Counsel for the Corporation of the County of Carleton and of a number of interested property owners and residents of the Township of Nepean who appeared in person, and upon reading By-law Number 10000 of The Corporation of the City of Ottawa filed with the Board authorizing this application, and upon hearing the evidence adduced at a public hearing held in the City of Ottawa on Monday, Tuesday and Wednesday, the 1st, 2nd and 3rd days of November, 1948, pursuant to notice given in accordance with the direction of the Board, and upon hearing what was alleged by Counsel aforesaid and by the aforesaid property owners and residents,

THE BOARD ORDERS, under and in pursuance of Section 23 of *The Municipal Act* (R.S.O. 1937, Chapter 266) (as re-enacted by O.S. 1939, Chapter 30, Section 2, and amended and re-enacted by O.S. 1947, Chapter 69, Section 2 (1)), that that part of the Township of Nepean described in Schedule A hereto be and the same is hereby annexed to the City of Ottawa.

THE BOARD FURTHER ORDERS that, unless an objection is filed with the Board pursuant to Subsection 14 of Section 23 of *The Municipal Act* and is not withdrawn, this Order shall be deemed to have come into effect on the 1st day of January, 1949.

(Seal)

(Signed) R. S. COLTER,
Chairman.

Schedule A

COMMENCING at a point where the division line between Lots 17 and 18, Concession 1 (Ottawa Front) intersects the southerly shore line of the Ottawa River; thence southerly and along the said division line and the same produced to its intersection with the southerly limit of the road allowance between Concessions 1 and 2 (Ottawa Front); thence easterly and along the southerly limit of the said road allowance between Concessions 1 and 2 (Ottawa Front) to its intersection with the division line between Lots 18 and 19, Concession 2 (Ottawa Front); thence southerly and along the division line between said Lots 18 and 19, Concession 2 (Ottawa Front) and the same produced in a straight line to the southerly limit of the right-of-way of the Canadian National Railway; thence easterly and along the said southerly limit of the said right-of-way of the Canadian National Railway to its intersection with the westerly limit of the road allowance between Concessions 1 and 2 (Rideau Front); thence southerly and along the said westerly limit of the road allowance between Concessions 1 and 2 (Rideau Front) to a point where the division line

between Lots 23 and 24, Concession 1 (Rideau Front) produced westerly would intersect the said westerly limit of the hereinbefore mentioned road allowance; thence easterly in a straight line and along the said division line between Lots 23 and 24, Concession 1 (Rideau Front), to its intersection with the easterly limit of the right-of-way of the Canadian National Railway; thence northerly and along the said easterly limit of the right-of-way of the Canadian National Railway to its intersection with the easterly limit of the road allowance between Concessions 1 and A (Rideau Front); thence northerly and along the said easterly limit of the last mentioned road allowance to the southerly limit of the road allowance between Lots 25 and 26, Concession A (Rideau Front); thence easterly and along the said southerly limit of the road allowance between Lots 25 and 26, Concession A (Rideau Front) to its intersection with the centre of the channel of the Rideau River; thence downstream in a northerly and easterly direction following the centre of the channel of the said Rideau River to the westerly limit of Bronson Avenue produced; thence northerly along the production of and the westerly limit of Bronson Avenue to the centre of the channel of the Rideau Canal; thence southwesterly and following the centre of the channel of the Rideau Canal to the westerly limit of the right-of-way of the Canadian Pacific Railway; thence northwesterly and following the said westerly limit of the right-of-way of the Canadian Pacific Railway to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the easterly limit of Fisher Avenue; thence southerly and along the easterly limit of Fisher Avenue to a point opposite the production easterly in a straight line of the division line between the north and south halves of Lot K, Concession A (Rideau Front); thence westerly and along the last mentioned division line to a point distant 379.9' easterly from the easterly limit of the Merivale Road; thence northerly and parallel with the easterly limit of the Merivale Road a distance of 412.5'; thence southwesterly in a straight line to a point on the easterly limit of the Merivale Road distant 294.22' southerly from the southerly limit of Anna Street; thence northerly along the easterly limit of the Merivale Road to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the production southerly of the division line between Lots 33 and 34, Concession 1 (Ottawa Front); thence northerly and along said division line between Lots 33 and 34 and the same continued northerly along the centre line of Western Avenue to the northerly limit of Scott Street; thence easterly along the northerly limit of Scott Street to the westerly limit of Parkdale Avenue; thence northerly along the westerly limit of Parkdale Avenue and its production northerly to the boundary line between the Province of Ontario and the Province of Quebec (being the centre of the channel of the Ottawa River); thence in a westerly direction following the said Interprovincial Boundary line to a point opposite the production northerly in a straight line of the division line between Lots 17 and 18, Concession 1 (Ottawa Front); thence southerly and along said last mentioned division line to the point of commencement.

SCHEDULE B

P.F. B-8464

Monday, the Twenty-eighth day of February, A.D. 1949.

BEFORE:

R. S. COLTER, ESQ., K.C.,
Chairman, andW. J. MOORE, ESQ., O.L.S.,
Member.

IN THE MATTER OF Section 23 of
The Municipal Act (R.S.O. 1937,
Chapter 266) (as re-enacted by
O.S. 1939, Chapter 30, Section 2,
and amended and re-enacted by
O.S. 1947, Chapter 69, Section 2
(1)), and

IN THE MATTER OF an application by
the Corporation of the City of
Ottawa for the annexation thereto
of certain lands in the Township
of Nepean.

UPON THE APPLICATION OF The Corporation of the City of Ottawa,
the Corporation of the Township of Nepean consenting thereto;

THE BOARD ORDERS pursuant to Section 49 of *The Ontario Municipal Board Act* (R.S.O. 1937, Chapter 60) that Order P.F. B-8464, dated the 6th day of December, 1948, be and the same is hereby varied,—

(a) by striking out the schedule thereto and inserting in lieu thereof
Schedule "A" to this Order;

(b) by striking out the third paragraph of the said Order and inserting
in lieu thereof the following paragraph:

"THE BOARD RECOMMENDS that this Order should come into
force on the 1st day of January, 1950";

(c) by adding thereto the following:

"THE BOARD FURTHER ORDERS—

1. That the lands annexed to the City of Ottawa by this
Order, hereinafter referred to as "the annexed lands" shall be
added to the assessment rolls of the City of Ottawa for the year
1949 and, subject to the exemptions provided by any Act, shall
be liable to taxation by The Corporation of the City of Ottawa
in the year 1950 and thereafter at the same rates as other lands
in the City of Ottawa.

2. The assessment of the annexed lands made by The Cor-
poration of the Township of Nepean in the year 1949, including
business assessment, as finally revised and confirmed, together
with all additions to the assessment rolls under the provisions of
Section 57a of *The Assessment Act* shall, subject to the provisions
of paragraphs 4 and 5 below, be the assessment upon which The
Corporation of the City of Ottawa shall levy taxation in respect
of the said lands in the year 1950.

3.—(1) All proceedings under *The Assessment Act* in respect
of the said assessments made by The Corporation of the Township
of Nepean in 1949 which have not been completed by the Court
of Revision of the Township of Nepean on the 31st day of Decem-
ber, 1949, shall be continued and completed by such court as if
the annexed lands had not been annexed to the City of Ottawa.

(2) Prior to the 1st day of January, 1950, all such proceedings
shall be conducted on behalf of the municipality by The Cor-
poration of the Township of Nepean and on and after such date
all such proceedings shall be conducted on behalf of the muni-
cipality by The Corporation of the City of Ottawa, and after
such date and until such proceedings are completed the said

Court of Revision shall be deemed to be employed by The Corporation of the City of Ottawa and shall be paid by the said Corporation

4. All lands, including existing buildings and replacements thereof, in each township lot in that part of the area annexed which is bounded on the east by the westerly limit of the water area defined by By-law Number 1096 of The Corporation of the Township of Nepean, as amended by By-law Number 1107, on the south by Carling Avenue, on the west by the westerly limit of the annexed lands and on the north by the northerly limit of the annexed lands shall in 1949 and thereafter be assessed at the amount shown in the 1948 assessment rolls of the Township of Nepean until the main trunk sewer to be constructed by The Corporation of the City of Ottawa through the annexed lands reaches the division line between the easterly and westerly halves of each such township lot, after which time (when the regular annual assessment is made) all lands within the lot shall be assessed in accordance with the provisions of *The Assessment Act*, PROVIDED THAT in the case of lands lying to the west of the westerly terminus of the said trunk sewer as determined by The Corporation of the City of Ottawa this paragraph shall cease to apply to such lands when such sewer reaches such terminus and such lands shall then be assessed in accordance with the provisions of *The Assessment Act*, PROVIDED ALSO that this paragraph shall not apply to alterations, additions, improvements and new structures which shall be assessed in accordance with the provisions of *The Assessment Act*.

5. Each parcel of land separately assessed within that part of the annexed lands bounded on the east by Clyde Avenue, on the south by the southerly limit of the annexed lands, on the west by the westerly limit of the annexed lands, and on the north by the right-of-way of the Canadian National Railway, across Lots 19 to 25 inclusive, Concession 2 (Ottawa Front), and the northerly boundary of present Township School Section Number 12, across Lots 26 to 30 inclusive, Concession 2 (Ottawa Front), which is unsubdivided and wholly used for agricultural purposes, shall in 1949 and thereafter be assessed at the amount shown in the 1948 assessment rolls of The Corporation of the Township of Nepean, except as to alterations, additions, improvements and new structures, which shall be assessed in accordance with the provisions of *The Assessment Act* in the same manner in which they would have been assessed had the annexed lands remained within the Township of Nepean, PROVIDED THAT upon any such parcel of land ceasing to be wholly used for agricultural purposes, or being subdivided in whole or in part, such parcel of land shall forthwith become liable to assessment in accordance with the provisions of *The Assessment Act*.

6.—(1) All taxes imposed by The Corporation of the Township of Nepean upon the annexed lands up to the 31st day of December, 1949, and all arrears of taxes then owing on the said lands shall remain the property of The Corporation of the Township of Nepean.

(2) The Corporation of the Township of Nepean shall furnish the Corporation of the City of Ottawa with a special collector's roll showing all arrears of taxes owing in respect of the annexed lands up to the 31st day of December, 1949, and the persons assessed therefor, and The Corporation of the City of Ottawa shall have the right to collect and shall collect such arrears of taxes in the same manner and with all the rights and powers, including the right to sell lands for arrears of taxes, provided by *The Assessment Act* or any other Act, as fully and effectually as if the said taxes had been levied by The Corporation of the City of Ottawa.

(3) The Corporation of the City of Ottawa shall pay the proceeds of the collection of such arrears of taxes to The Corpora-

tion of the Township of Nepean after deducting therefrom the proper costs and expenses of collecting the same, and The Corporation of the City of Ottawa shall not be responsible to The Corporation of the Township of Nepean for any of such arrears of taxes which it may be unable to collect.

(4) The Corporation of the Township of Nepean shall indemnify and save harmless The Corporation of the City of Ottawa from all loss, damages, costs and expenses arising from any act or omission of The Corporation of the Township of Nepean or its officers or servants in connection with the said special collector's roll.

7. The election to be held in the year 1949 by The Corporation of the Township of Nepean for the Council of the said Corporation for 1950 and all proceedings in connection therewith, shall be held as if the annexed lands did not form part of the Township of Nepean.

8.—(1) The Corporation of the Township of Nepean shall in 1949 prepare a special voters' list under *The Voters' Lists Act* in respect of the area annexed and The Corporation of the City of Ottawa may use such list for the purpose of the election herein-after referred to in the same manner and to the same extent as if the said list had been prepared by The Corporation of the City of Ottawa.

(2) The Corporation of the City of Ottawa shall provide for the holding of an election at which aldermen representing the wards referred to in subparagraph (2) of paragraph 9 shall be elected for the year 1950 and such election may be held before or after the 1st day of January, 1950, and all necessary proceedings in connection therewith may be taken by The Corporation of the City of Ottawa prior to the 1st day of January, 1950, in the same manner and to the same extent as if the annexed lands then formed part of the City of Ottawa, or may be taken after such date.

9.—(1) That part of the annexed lands which lies to the east of the Rideau Canal shall form part of Riverdale Ward in the City of Ottawa.

(2) The remainder of the annexed lands shall be divided into two wards by the following line and each such ward shall be represented in the Council of The Corporation of the City of Ottawa by two aldermen:

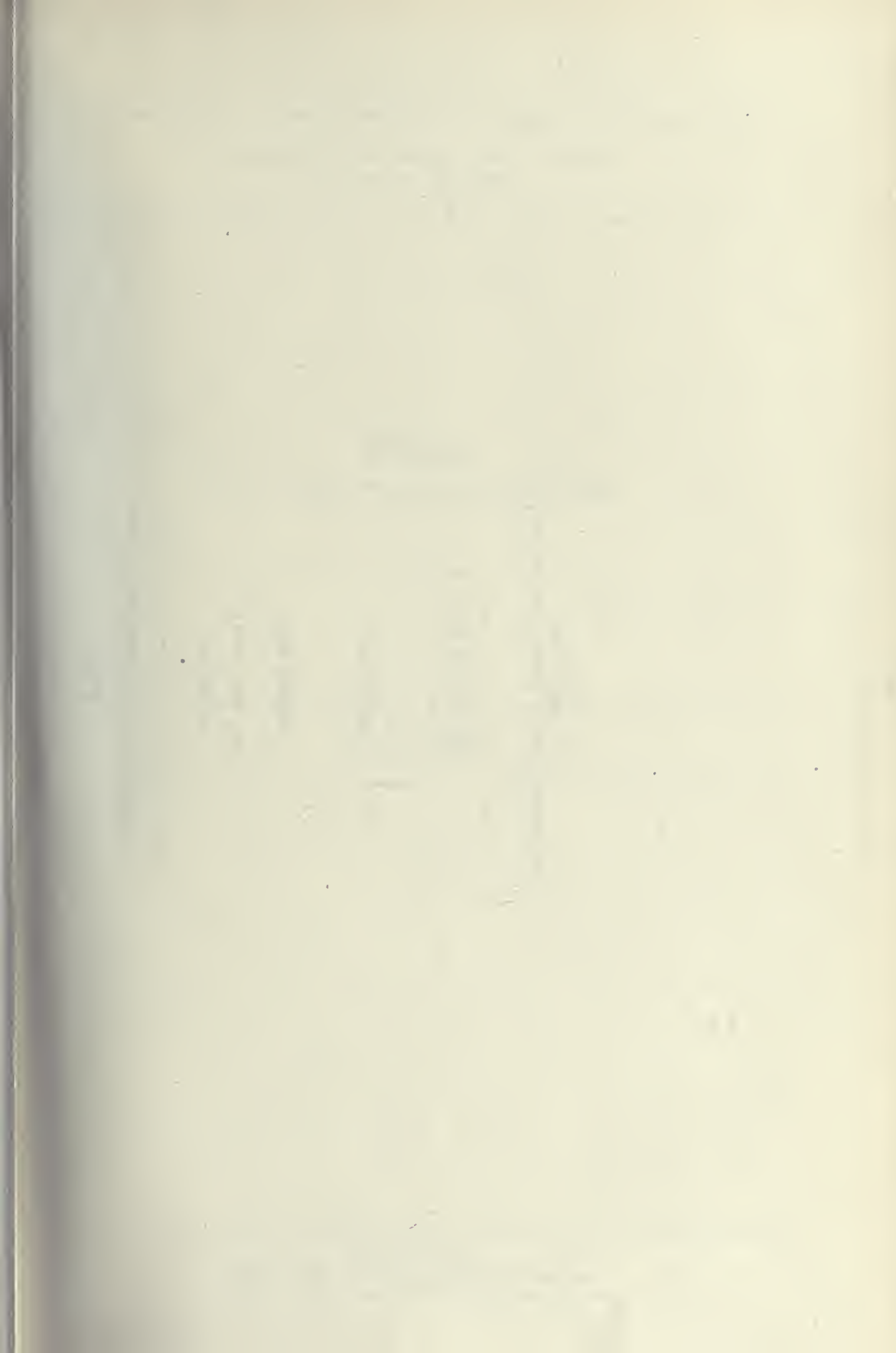
COMMENCING at a point where the southerly limit of Pacific Street intersects the southeasterly shore of the Ottawa River, the same being the northwesterly boundary of the Village of Westboro; thence easterly along the said southerly limit of Pacific Street to its intersection with the production northerly of the westerly limit of Dominion Avenue; thence southerly along the said northerly production and the westerly limit of Dominion Avenue and the same produced southerly in a straight line to the northerly limit of the Richmond Road; thence westerly along the northerly limit of the Richmond Road to its intersection with the production northerly of the westerly limit of Golden Avenue; thence southerly along said northerly production and the westerly limit of Golden Avenue and its production southerly in a straight line to the southerly limit of Carling Avenue; thence easterly along the said southerly limit of Carling Avenue to its intersection with the westerly limit of Clyde Avenue; thence southerly along the said westerly limit of Clyde Avenue to a point distant 120 feet southerly measured at right angles from the southerly limit of the Base Line Road, the same being the southerly limit of the annexed lands."

(Seal)

R. S. COLTER,
Chairman.

Schedule A

ALL AND SINGULAR that certain part of the Township of Nepean in the County of Carleton and Province of Ontario which may be more particularly described as follows: Commencing at a point where the division line between Lots 17 and 18, Concession 1 (Ottawa Front) intersects the southerly shore line of the Ottawa River; thence southerly and along the said division line and the same produced to its intersection with the southerly limit of the road allowance between Concessions 1 and 2 (Ottawa Front); thence easterly and along the southerly limit of the said road allowance between Concessions 1 and 2 (Ottawa Front) to its intersection with the division line between Lots 18 and 19, Concession 2 (Ottawa Front); thence southerly and along the division line between said Lots 18 and 19, Concession 2 (Ottawa Front) and the same produced in a straight line across the road allowance between Concession 2 (Ottawa Front) and Concession 3 (Rideau Front) to a point distant 120 feet southerly measured at right angles from the southerly limit of the said last mentioned road allowance; thence easterly along a line drawn parallel to and distant 120 feet southerly measured at right angles from the southerly limit of the said road allowance between Concession 2 (Ottawa Front) and Concessions 3, 2, 1 and A (Rideau Front), the said road allowance being more commonly known as the Base Line Road, to a point distant 120 feet westerly measured at right angles from the westerly limit of the road allowance between Concessions A and B (Rideau Front), the said last mentioned road allowance being more commonly known as Fisher Avenue; thence southerly along a line drawn parallel to and distant 120 feet westerly measured at right angles from the westerly limit of the said last mentioned road allowance to a point distant 120 feet southerly measured at right angles from the southerly limit of the road allowance between Lots 30 and 31, Concession A (Rideau Front); thence easterly along a line drawn parallel to and distant 120 feet southerly measured at right angles from the southerly limit of the said last mentioned road allowance and continuing easterly along a line drawn parallel to and distant 120 feet southerly measured at right angles from the southerly limit of the road allowance between Lots 30 and 31, Concession B (Rideau Front) and its production easterly in a straight line to the centre line of the channel of the Rideau River; thence downstream in a northerly and easterly direction following the centre of the channel of the said Rideau River to the westerly limit of Bronson Avenue produced; thence northerly along the production of and the westerly limit of Bronson Avenue to the centre of the channel of the Rideau Canal; thence southwesterly and following the centre of the channel of the Rideau Canal to the westerly limit of the right-of-way of the Canadian Pacific Railway; thence northwesterly and following the said westerly limit of the right-of-way of the Canadian Pacific Railway to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the easterly limit of Fisher Avenue; thence southerly and along the easterly limit of Fisher Avenue to a point opposite the production easterly in a straight line of the division line between the north and south halves of Lot K, Concession A (Rideau Front); thence westerly and along the last mentioned division line to a point distant 379.9 feet easterly from the easterly limit of the Merivale Road; thence northerly and parallel with the easterly limit of the Merivale Road a distance of 412.5 feet; thence southwesterly in a straight line to a point on the easterly limit of the Merivale Road distant 294.22 feet southerly from the southerly limit of Anna Street; thence northerly along the easterly limit of the Merivale Road to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the production southerly of the division line between Lots 33 and 34, Concession 1 (Ottawa Front); thence northerly and along said division line between Lots 33 and 34 and the same continued northerly along the centre line of Western Avenue to the northerly limit of Scott Street; thence easterly along the northerly limit of Scott Street to the westerly limit of Parkdale Avenue; thence northerly along the westerly limit of Parkdale Avenue and its production northerly to the boundary line between the Province of Ontario and the Province of Quebec (being the centre of the channel of the Ottawa River); thence in a westerly direction following the said Interprovincial Boundary line to a point opposite the production northerly in a straight line of the division line between Lots 17 and 18, Concession 1 (Ottawa Front); thence southerly and along said last mentioned division line to the point of commencement.



BILL

An Act respecting the City of Ottawa.

1st Reading

March 10th, 1949

2nd Reading

3rd Reading

MR CHARTRAND

(Reprinted as amended by the Committee on
Private Bills.)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of Ottawa.

MR. CHARTRAND



No. 31

1949

BILL

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WHEREAS the Corporation of the City of Ottawa by Preamble.
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Therefore, His Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 1 of *The City of Ottawa Act, 1941*, as amended 1941.
by section 1 of *The City of Ottawa Act, 1946* and section 18 c. 72, s. 1.
of *The City of Ottawa Act, 1948*, is further amended by striking amended.
out the figures "1950" where they occur in the amendment of
1948 and inserting in lieu thereof the figures "1955", so that
the section shall read as follows:

1. Notwithstanding the provisions of by-law number Time for
7036 passed by the council of the Corporation of entry under
the City of Ottawa on the 5th day of January, 1931, by-law 7036
and notwithstanding the order of the Ontario extended.
Municipal Board dated the 8th day of July, 1937,
the time for entry by the Corporation of the City of
Ottawa on the lands expropriated under the said
by-law number 7036 shall be deferred until the 1st
day of January, 1955.

2. Section 4 of *The City of Ottawa Act, 1947* is amended 1947.
by adding thereto the following paragraph: c. 135, s. 4,
amended.

5. For imposing penalties not exceeding (exclusive of
costs) \$50 for the first offence, \$100 for the second
offence and \$200 for the third and each subsequent
offence, upon every person who contravenes any
by-law passed under this section, any decision or
order of an officer referred to in paragraph 3, any
decision or resolution of the board established pur-
suant to paragraph 4, or any decision of the Ontario
Municipal Board on appeal from the said board,
which penalties shall be recoverable under *The* Rev. Stat.,
Summary Convictions Act. c. 136.

Annexation
order
confirmed.

3.—(1) Order P.F. B-8464 of the Ontario Municipal Board dated the 6th day of December, 1948, as amended by Order P.F. B-8464 dated the 28th day of February, 1949, set out as Schedules A and B hereto, respectively, is hereby confirmed.

Effective
date.

(2) The said Order shall come into force on the 1st day of January, 1950.

By-laws
to remain
in force.

(3) Notwithstanding section 33 of *The Municipal Act*, all by-laws of the Corporation of the Township of Nepean relating to the use of land or the erection or the use of buildings on land and all by-laws of the said Corporation passed under section 23 of *The Planning Act, 1946*, which are in effect on the 31st day of December, 1949, shall, so far as they affect the lands annexed to the City of Ottawa by the said Order, remain in force until repealed by the council of the Corporation of the City of Ottawa.

Rev. Stat.,
c. 266.
1946, c. 71.

Registry
divisions.

(4) The lands annexed to the City of Ottawa by the said Order shall be detached from the Registry Division of the County of Carleton and shall form part of the Registry Division of the City of Ottawa for the purposes of *The Registry Act*.

Rev. Stat.,
c. 170.

Purchase of
Nepean Bus
Lines
Limited.

(5) In the absence of agreement being reached between Nepean Bus Lines Limited and the Ottawa Transportation Commission before the 1st day of October, 1949, respecting the purchase price payable for the assets and undertaking of Nepean Bus Lines Limited, the Ontario Municipal Board shall determine such price upon the application thereto of either party.

Commence-
ment of Act.

4. This Act shall come into force on the day it receives the Royal Assent.

Short title.

5. This Act may be cited as *The City of Ottawa Act, 1949*.

SCHEDULE A

P.F. B-8464

Monday, the Sixth day of December, A.D. 1948.

BEFORE:

R. S. COLTER, ESQ., K.C.,
Chairman, andW. J. MOORE, ESQ., O.L.S.,
Member.IN THE MATTER OF Section 23 of
The Municipal Act (R.S.O. 1937,
Chapter 266) (as re-enacted by
O.S. 1939, Chapter 30, Section 2,
and re-enacted by O.S. 1947, Chap-
ter 69, Section 2 (1)), andIN THE MATTER OF an application by
The Corporation of the City of
Ottawa for the annexation thereto
of certain lands in the Township of
Nepean.

UPON THE APPLICATION of the Corporation of the City of Ottawa in the presence of Counsel for the Applicant, Counsel for the Corporation of the Township of Nepean, Counsel for the Corporation of the County of Carleton and of a number of interested property owners and residents of the Township of Nepean who appeared in person, and upon reading By-law Number 10000 of The Corporation of the City of Ottawa filed with the Board authorizing this application, and upon hearing the evidence adduced at a public hearing held in the City of Ottawa on Monday, Tuesday and Wednesday, the 1st, 2nd and 3rd days of November, 1948, pursuant to notice given in accordance with the direction of the Board, and upon hearing what was alleged by Counsel aforesaid and by the aforesaid property owners and residents,

THE BOARD ORDERS, under and in pursuance of Section 23 of *The Municipal Act* (R.S.O. 1937, Chapter 266) (as re-enacted by O.S. 1939, Chapter 30, Section 2, and amended and re-enacted by O.S. 1947, Chapter 69, Section 2 (1)), that that part of the Township of Nepean described in Schedule A hereto be and the same is hereby annexed to the City of Ottawa.

THE BOARD FURTHER ORDERS that, unless an objection is filed with the Board pursuant to Subsection 14 of Section 23 of *The Municipal Act* and is not withdrawn, this Order shall be deemed to have come into effect on the 1st day of January, 1949.

(Seal)

(Signed) R. S. COLTER,
Chairman.*Schedule A*

COMMENCING at a point where the division line between Lots 17 and 18, Concession 1 (Ottawa Front) intersects the southerly shore line of the Ottawa River; thence southerly and along the said division line and the same produced to its intersection with the southerly limit of the road allowance between Concessions 1 and 2 (Ottawa Front); thence easterly and along the southerly limit of the said road allowance between Concessions 1 and 2 (Ottawa Front) to its intersection with the division line between Lots 18 and 19, Concession 2 (Ottawa Front); thence southerly and along the division line between said Lots 18 and 19, Concession 2 (Ottawa Front) and the same produced in a straight line to the southerly limit of the right-of-way of the Canadian National Railway; thence easterly and along the said southerly limit of the said right-of-way of the Canadian National Railway to its intersection with the westerly limit of the road allowance between Concessions 1 and 2 (Rideau Front); thence southerly and along the said westerly limit of the road allowance between Concessions 1 and 2 (Rideau Front) to a point where the division line

between Lots 23 and 24, Concession 1 (Rideau Front) produced westerly would intersect the said westerly limit of the hereinbefore mentioned road allowance; thence easterly in a straight line and along the said division line between Lots 23 and 24, Concession 1 (Rideau Front), to its intersection with the easterly limit of the right-of-way of the Canadian National Railway; thence northerly and along the said easterly limit of the right-of-way of the Canadian National Railway to its intersection with the easterly limit of the road allowance between Concessions 1 and A (Rideau Front); thence northerly and along the said easterly limit of the last mentioned road allowance to the southerly limit of the road allowance between Lots 25 and 26, Concession A (Rideau Front); thence easterly and along the said southerly limit of the road allowance between Lots 25 and 26, Concession A (Rideau Front) to its intersection with the centre of the channel of the Rideau River; thence downstream in a northerly and easterly direction following the centre of the channel of the said Rideau River to the westerly limit of Bronson Avenue produced; thence northerly along the production of and the westerly limit of Bronson Avenue to the centre of the channel of the Rideau Canal; thence southwesterly and following the centre of the channel of the Rideau Canal to the westerly limit of the right-of-way of the Canadian Pacific Railway; thence northwesterly and following the said westerly limit of the right-of-way of the Canadian Pacific Railway to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the easterly limit of Fisher Avenue; thence southerly and along the easterly limit of Fisher Avenue to a point opposite the production easterly in a straight line of the division line between the north and south halves of Lot K, Concession A (Rideau Front); thence westerly and along the last mentioned division line to a point distant 379.9' easterly from the easterly limit of the Merivale Road; thence northerly and parallel with the easterly limit of the Merivale Road a distance of 412.5'; thence southwesterly in a straight line to a point on the easterly limit of the Merivale Road distant 294.22' southerly from the southerly limit of Anna Street; thence northerly along the easterly limit of the Merivale Road to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the production southerly of the division line between Lots 33 and 34, Concession 1 (Ottawa Front); thence northerly and along said division line between Lots 33 and 34 and the same continued northerly along the centre line of Western Avenue to the northerly limit of Scott Street; thence easterly along the northerly limit of Scott Street to the westerly limit of Parkdale Avenue; thence northerly along the westerly limit of Parkdale Avenue and its production northerly to the boundary line between the Province of Ontario and the Province of Quebec (being the centre of the channel of the Ottawa River); thence in a westerly direction following the said Interprovincial Boundary line to a point opposite the production northerly in a straight line of the division line between Lots 17 and 18, Concession 1 (Ottawa Front); thence southerly and along said last mentioned division line to the point of commencement.

SCHEDULE B

P.F. B-8464

Monday, the Twenty-eighth day of February, A.D. 1949.

BEFORE:

R. S. COLTER, ESQ., K.C.,
Chairman, andW. J. MOORE, ESQ., O.L.S.,
Member.

IN THE MATTER OF Section 23 of
The Municipal Act (R.S.O. 1937,
Chapter 266) (as re-enacted by
O.S. 1939, Chapter 30, Section 2,
and amended and re-enacted by
O.S. 1947, Chapter 69, Section 2
(1)), and

IN THE MATTER OF an application by
the Corporation of the City of
Ottawa for the annexation thereto
of certain lands in the Township
of Nepean.

UPON THE APPLICATION OF The Corporation of the City of Ottawa,
the Corporation of the Township of Nepean consenting thereto;

THE BOARD ORDERS pursuant to Section 49 of *The Ontario Municipal
Board Act* (R.S.O. 1937, Chapter 60) that Order P.F. B-8464, dated the
6th day of December, 1948, be and the same is hereby varied,—

(a) by striking out the schedule thereto and inserting in lieu thereof
Schedule "A" to this Order;

(b) by striking out the third paragraph of the said Order and inserting
in lieu thereof the following paragraph:

"THE BOARD RECOMMENDS that this Order should come into
force on the 1st day of January, 1950";

(c) by adding thereto the following:

"THE BOARD FURTHER ORDERS—

1. That the lands annexed to the City of Ottawa by this
Order, hereinafter referred to as "the annexed lands" shall be
added to the assessment rolls of the City of Ottawa for the year
1949 and, subject to the exemptions provided by any Act, shall
be liable to taxation by The Corporation of the City of Ottawa
in the year 1950 and thereafter at the same rates as other lands
in the City of Ottawa.

2. The assessment of the annexed lands made by The Cor-
poration of the Township of Nepean in the year 1949, including
business assessment, as finally revised and confirmed, together
with all additions to the assessment rolls under the provisions of
Section 57a of *The Assessment Act* shall, subject to the provisions
of paragraphs 4 and 5 below, be the assessment upon which The
Corporation of the City of Ottawa shall levy taxation in respect
of the said lands in the year 1950.

3.—(1) All proceedings under *The Assessment Act* in respect
of the said assessments made by The Corporation of the Township
of Nepean in 1949 which have not been completed by the Court
of Revision of the Township of Nepean on the 31st day of Decem-
ber, 1949, shall be continued and completed by such court as if
the annexed lands had not been annexed to the City of Ottawa.

(2) Prior to the 1st day of January, 1950, all such proceedings
shall be conducted on behalf of the municipality by The Cor-
poration of the Township of Nepean and on and after such date
all such proceedings shall be conducted on behalf of the muni-
cipality by The Corporation of the City of Ottawa, and after
such date and until such proceedings are completed the said

Court of Revision shall be deemed to be employed by The Corporation of the City of Ottawa and shall be paid by the said Corporation

4. All lands, including existing buildings and replacements thereof, in each township lot in that part of the area annexed which is bounded on the east by the westerly limit of the water area defined by By-law Number 1096 of The Corporation of the Township of Nepean, as amended by By-law Number 1107, on the south by Carling Avenue, on the west by the westerly limit of the annexed lands and on the north by the northerly limit of the annexed lands shall in 1949 and thereafter be assessed at the amount shown in the 1948 assessment rolls of the Township of Nepean until the main trunk sewer to be constructed by The Corporation of the City of Ottawa through the annexed lands reaches the division line between the easterly and westerly halves of each such township lot, after which time (when the regular annual assessment is made) all lands within the lot shall be assessed in accordance with the provisions of *The Assessment Act*, PROVIDED THAT in the case of lands lying to the west of the westerly terminus of the said trunk sewer as determined by The Corporation of the City of Ottawa this paragraph shall cease to apply to such lands when such sewer reaches such terminus and such lands shall then be assessed in accordance with the provisions of *The Assessment Act*, PROVIDED ALSO that this paragraph shall not apply to alterations, additions, improvements and new structures which shall be assessed in accordance with the provisions of *The Assessment Act*.

5. Each parcel of land separately assessed within that part of the annexed lands bounded on the east by Clyde Avenue, on the south by the southerly limit of the annexed lands, on the west by the westerly limit of the annexed lands, and on the north by the right-of-way of the Canadian National Railway, across Lots 19 to 25 inclusive, Concession 2 (Ottawa Front), and the northerly boundary of present Township School Section Number 12, across Lots 26 to 30 inclusive, Concession 2 (Ottawa Front), which is unsubdivided and wholly used for agricultural purposes, shall in 1949 and thereafter be assessed at the amount shown in the 1948 assessment rolls of The Corporation of the Township of Nepean, except as to alterations, additions, improvements and new structures, which shall be assessed in accordance with the provisions of *The Assessment Act* in the same manner in which they would have been assessed had the annexed lands remained within the Township of Nepean, PROVIDED THAT upon any such parcel of land ceasing to be wholly used for agricultural purposes, or being subdivided in whole or in part, such parcel of land shall forthwith become liable to assessment in accordance with the provisions of *The Assessment Act*.

6.—(1) All taxes imposed by The Corporation of the Township of Nepean upon the annexed lands up to the 31st day of December, 1949, and all arrears of taxes then owing on the said lands shall remain the property of The Corporation of the Township of Nepean.

(2) The Corporation of the Township of Nepean shall furnish the Corporation of the City of Ottawa with a special collector's roll showing all arrears of taxes owing in respect of the annexed lands up to the 31st day of December, 1949, and the persons assessed therefor, and The Corporation of the City of Ottawa shall have the right to collect and shall collect such arrears of taxes in the same manner and with all the rights and powers, including the right to sell lands for arrears of taxes, provided by *The Assessment Act* or any other Act, as fully and effectually as if the said taxes had been levied by The Corporation of the City of Ottawa.

(3) The Corporation of the City of Ottawa shall pay the proceeds of the collection of such arrears of taxes to The Corpora-

tion of the Township of Nepean after deducting therefrom the proper costs and expenses of collecting the same, and The Corporation of the City of Ottawa shall not be responsible to The Corporation of the Township of Nepean for any of such arrears of taxes which it may be unable to collect.

(4) The Corporation of the Township of Nepean shall indemnify and save harmless The Corporation of the City of Ottawa from all loss, damages, costs and expenses arising from any act or omission of The Corporation of the Township of Nepean or its officers or servants in connection with the said special collector's roll.

7. The election to be held in the year 1949 by The Corporation of the Township of Nepean for the Council of the said Corporation for 1950 and all proceedings in connection therewith, shall be held as if the annexed lands did not form part of the Township of Nepean.

8.—(1) The Corporation of the Township of Nepean shall in 1949 prepare a special voters' list under *The Voters' Lists Act* in respect of the area annexed and The Corporation of the City of Ottawa may use such list for the purpose of the election hereinafter referred to in the same manner and to the same extent as if the said list had been prepared by The Corporation of the City of Ottawa.

(2) The Corporation of the City of Ottawa shall provide for the holding of an election at which aldermen representing the wards referred to in subparagraph (2) of paragraph 9 shall be elected for the year 1950 and such election may be held before or after the 1st day of January, 1950, and all necessary proceedings in connection therewith may be taken by The Corporation of the City of Ottawa prior to the 1st day of January, 1950, in the same manner and to the same extent as if the annexed lands then formed part of the City of Ottawa, or may be taken after such date.

9.—(1) That part of the annexed lands which lies to the east of the Rideau Canal shall form part of Riverdale Ward in the City of Ottawa.

(2) The remainder of the annexed lands shall be divided into two wards by the following line and each such ward shall be represented in the Council of The Corporation of the City of Ottawa by two aldermen:

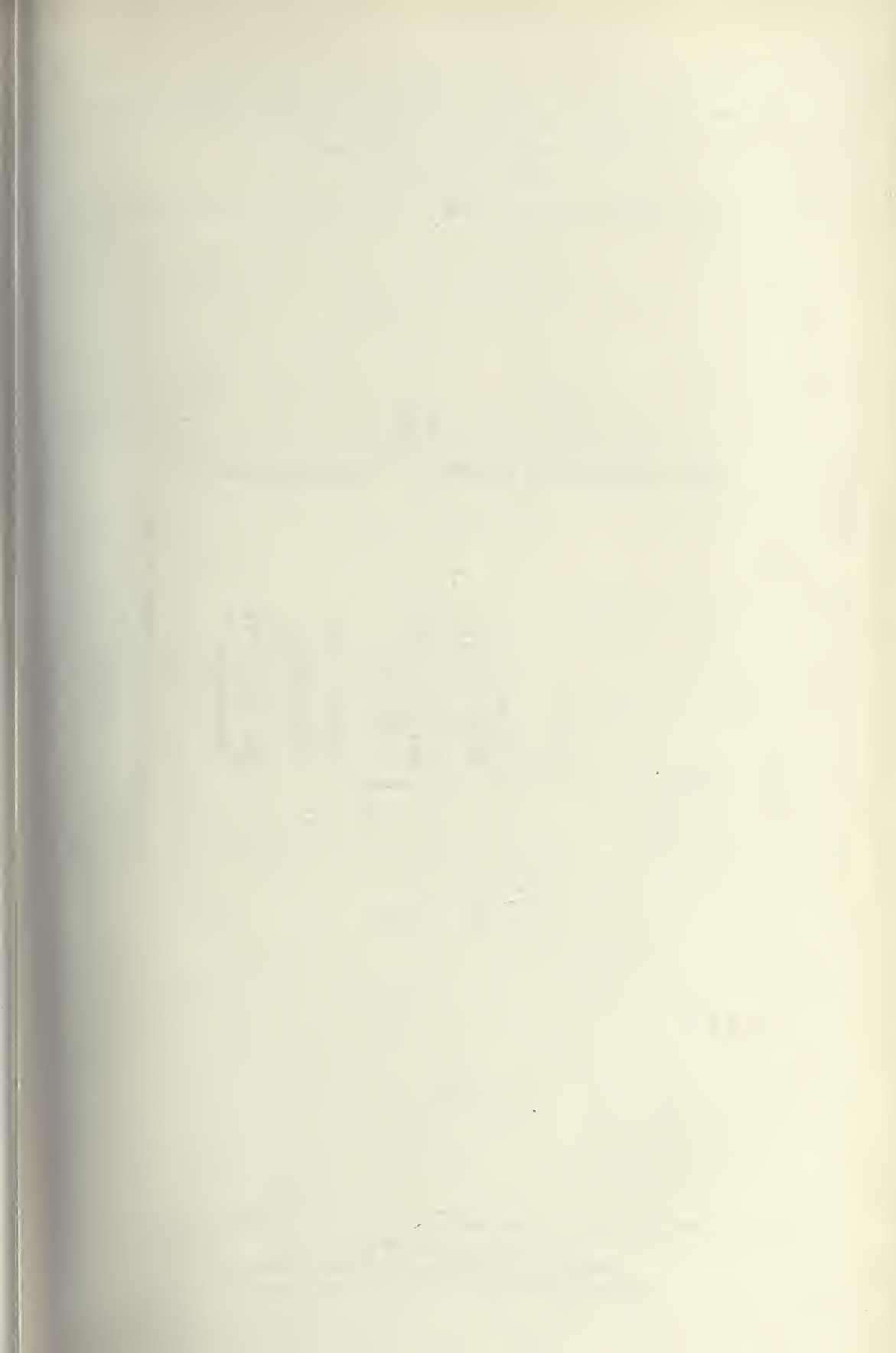
COMMENCING at a point where the southerly limit of Pacific Street intersects the southeasterly shore of the Ottawa River, the same being the northwesterly boundary of the Village of Westboro; thence easterly along the said southerly limit of Pacific Street to its intersection with the production northerly of the westerly limit of Dominion Avenue; thence southerly along the said northerly production and the westerly limit of Dominion Avenue and the same produced southerly in a straight line to the northerly limit of the Richmond Road; thence westerly along the northerly limit of the Richmond Road to its intersection with the production northerly of the westerly limit of Golden Avenue; thence southerly along said northerly production and the westerly limit of Golden Avenue and its production southerly in a straight line to the southerly limit of Carling Avenue; thence easterly along the said southerly limit of Carling Avenue to its intersection with the westerly limit of Clyde Avenue; thence southerly along the said westerly limit of Clyde Avenue to a point distant 120 feet southerly measured at right angles from the southerly limit of the Base Line Road, the same being the southerly limit of the annexed lands."

(Seal)

R. S. COLTER,
Chairman.

Schedule A

ALL AND SINGULAR that certain part of the Township of Nepean in the County of Carleton and Province of Ontario which may be more particularly described as follows: Commencing at a point where the division line between Lots 17 and 18, Concession 1 (Ottawa Front) intersects the southerly shore line of the Ottawa River; thence southerly and along the said division line and the same produced to its intersection with the southerly limit of the road allowance between Concessions 1 and 2 (Ottawa Front); thence easterly and along the southerly limit of the said road allowance between Concessions 1 and 2 (Ottawa Front) to its intersection with the division line between Lots 18 and 19, Concession 2 (Ottawa Front); thence southerly and along the division line between said Lots 18 and 19, Concession 2 (Ottawa Front) and the same produced in a straight line across the road allowance between Concession 2 (Ottawa Front) and Concession 3 (Rideau Front) to a point distant 120 feet southerly measured at right angles from the southerly limit of the said last mentioned road allowance; thence easterly along a line drawn parallel to and distant 120 feet southerly measured at right angles from the southerly limit of the said road allowance between Concession 2 (Ottawa Front) and Concessions 3, 2, 1 and A (Rideau Front), the said road allowance being more commonly known as the Base Line Road, to a point distant 120 feet westerly measured at right angles from the westerly limit of the road allowance between Concessions A and B (Rideau Front), the said last mentioned road allowance being more commonly known as Fisher Avenue; thence southerly along a line drawn parallel to and distant 120 feet westerly measured at right angles from the westerly limit of the said last mentioned road allowance to a point distant 120 feet southerly measured at right angles from the southerly limit of the road allowance between Lots 30 and 31, Concession A (Rideau Front); thence easterly along a line drawn parallel to and distant 120 feet southerly measured at right angles from the southerly limit of the said last mentioned road allowance and continuing easterly along a line drawn parallel to and distant 120 feet southerly measured at right angles from the southerly limit of the road allowance between Lots 30 and 31, Concession B (Rideau Front) and its production easterly in a straight line to the centre line of the channel of the Rideau River; thence downstream in a northerly and easterly direction following the centre of the channel of the said Rideau River to the westerly limit of Bronson Avenue produced; thence northerly along the production of and the westerly limit of Bronson Avenue to the centre of the channel of the Rideau Canal; thence southwesterly and following the centre of the channel of the Rideau Canal to the westerly limit of the right-of-way of the Canadian Pacific Railway; thence northwesterly and following the said westerly limit of the right-of-way of the Canadian Pacific Railway to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the easterly limit of Fisher Avenue; thence southerly and along the easterly limit of Fisher Avenue to a point opposite the production easterly in a straight line of the division line between the north and south halves of Lot K, Concession A (Rideau Front); thence westerly and along the last mentioned division line to a point distant 379.9 feet easterly from the easterly limit of the Merivale Road; thence northerly and parallel with the easterly limit of the Merivale Road a distance of 412.5 feet; thence southwesterly in a straight line to a point on the easterly limit of the Merivale Road distant 294.22 feet southerly from the southerly limit of Anna Street; thence northerly along the easterly limit of the Merivale Road to the southerly limit of Carling Avenue; thence westerly along the southerly limit of Carling Avenue to the production southerly of the division line between Lots 33 and 34, Concession 1 (Ottawa Front); thence northerly and along said division line between Lots 33 and 34 and the same continued northerly along the centre line of Western Avenue to the northerly limit of Scott Street; thence easterly along the northerly limit of Scott Street to the westerly limit of Parkdale Avenue; thence northerly along the westerly limit of Parkdale Avenue and its production northerly to the boundary line between the Province of Ontario and the Province of Quebec (being the centre of the channel of the Ottawa River); thence in a westerly direction following the said Interprovincial Boundary line to a point opposite the production northerly in a straight line of the division line between Lots 17 and 18, Concession 1 (Ottawa Front); thence southerly and along said last mentioned division line to the point of commencement.



BILL

An Act respecting the City of Ottawa.

1st Reading

March 10th, 1949

2nd Reading

March 21st, 1949

3rd Reading

March 25th, 1949

MR CHARTRAND

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of Sandwich West.

MR. MURDOCH

(PRIVATE BILL)

UNC

1844

THE UNIVERSITY OF NORTH CAROLINA

LIBRARY

BILL

An Act respecting the Township of Sandwich West.

WHEREAS the Corporation of the Township of Sandwich West by its petition has prayed for special legislation in respect to the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition; Preamble.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The council of the Corporation may pass by-laws authorizing the cleaning out of drains, ditches and water-courses, including ditches or drains constructed under *The Ditches and Watercourses Act* or *The Municipal Drainage Act*, in the township or in any defined area thereof described in the by-law and for providing that the cost of the work shall be charged and collected by a special rate sufficient therefor levied upon all the rateable property in the township or in the defined area. Cleaning of ditches and drains, etc.

(2) It shall be lawful for all persons engaged in such work to enter for such purpose upon such land in the Township as may be necessary without leave or consent of the owner or any other person; provided that no such person shall cause any unnecessary damage to any property in so doing. Authority to go on lands to perform work.

(3) The Corporation shall not be liable in damages to any person for any work so done except for damages suffered through the default or negligence of the Corporation and from a particular loss or damage beyond what is suffered by such person in common with all other persons affected by the work. When the Corporation is liable for damages.

2. Section 2 of *The Township of Sandwich West Act, 1939* 1939, c. 72, s. 2, amended. is amended by striking out the symbol and figures "\$1.50" where they occur in the third and fifth lines respectively and inserting in lieu thereof the symbol and figures "\$2.50", so that the section shall read as follows:

2. The council of the said corporation may, where the amount of municipal taxes on any vacant land within Power to levy minimum tax.

the said township is less than \$2.50, by by-law levy an additional amount sufficient to increase the amount of such taxes to \$2.50.

Section 1,
Article V
of Plan
confirmed.

3.—(1) Section 1 of Article V of the Plan for the Adjustment and Reorganization of the Debenture and other indebtedness of the Corporation of the Township of Sandwich West, Ontario, which,—

(a) is dated the 1st day of December, 1946;

(b) was implemented by by-law number 1207 of the Corporation passed on the 22nd day of September, 1947, and approved by the Department of Municipal Affairs on the 24th day of September, 1947; and

(c) was approved by the Ontario Municipal Board by Order No. P.F. B-6580 signed the 9th day of July, 1947,

is hereby ratified and confirmed.

Application
of section
to local
improvement
assessments.

(2) The said section 1 of Article V has applied and will continue to apply in respect of the refunded debt originally incurred for local improvements and to the special assessments as originally imposed for the same in so far as such assessments had not been levied prior to the year 1945.

Levies
already
made con-
firmed.

(3) All the levies made by the Corporation in respect of the said special assessments in the years 1945, 1946, 1947 and 1948, respectively, are hereby confirmed.

Imposing
of future
levies, etc.

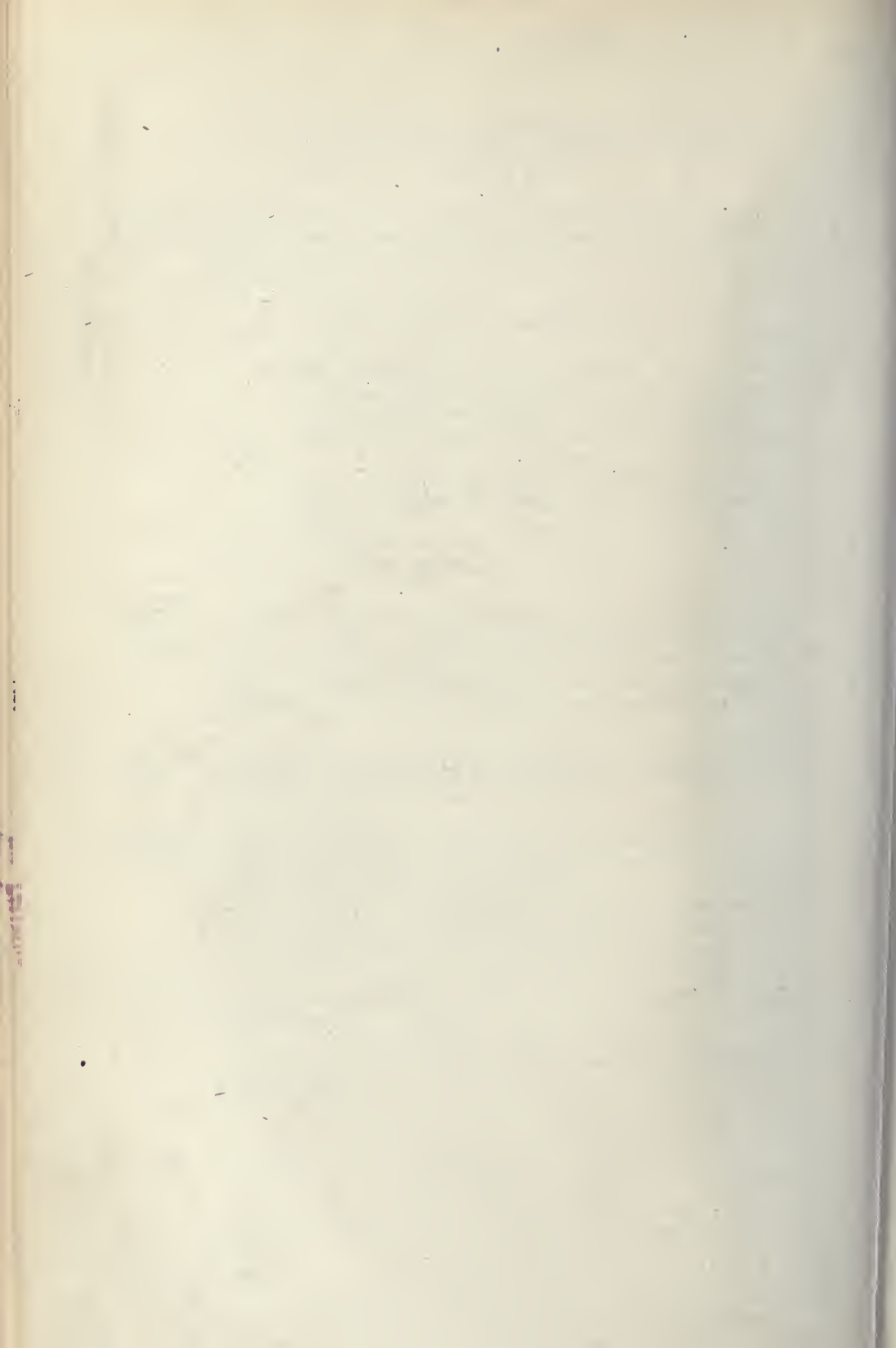
(4) The balance of the said special assessments or parts thereof which have not been levied prior to the 1st day of January, 1949, shall be levied annually until all the levies have been made as originally imposed, subject to such variations as the Department of Municipal Affairs may from time to time direct as authorized by the said section 1 of Article V.

Commence-
ment of Act.

4. This Act shall come into force on the day it receives the Royal Assent.

Short title.

5. This Act may be cited as *The Township of Sandwich West Act, 1949.*



BILL

An Act respecting the Township of
Sandwich West.

1st Reading

2nd Reading

3rd Reading

MR. MURDOCH

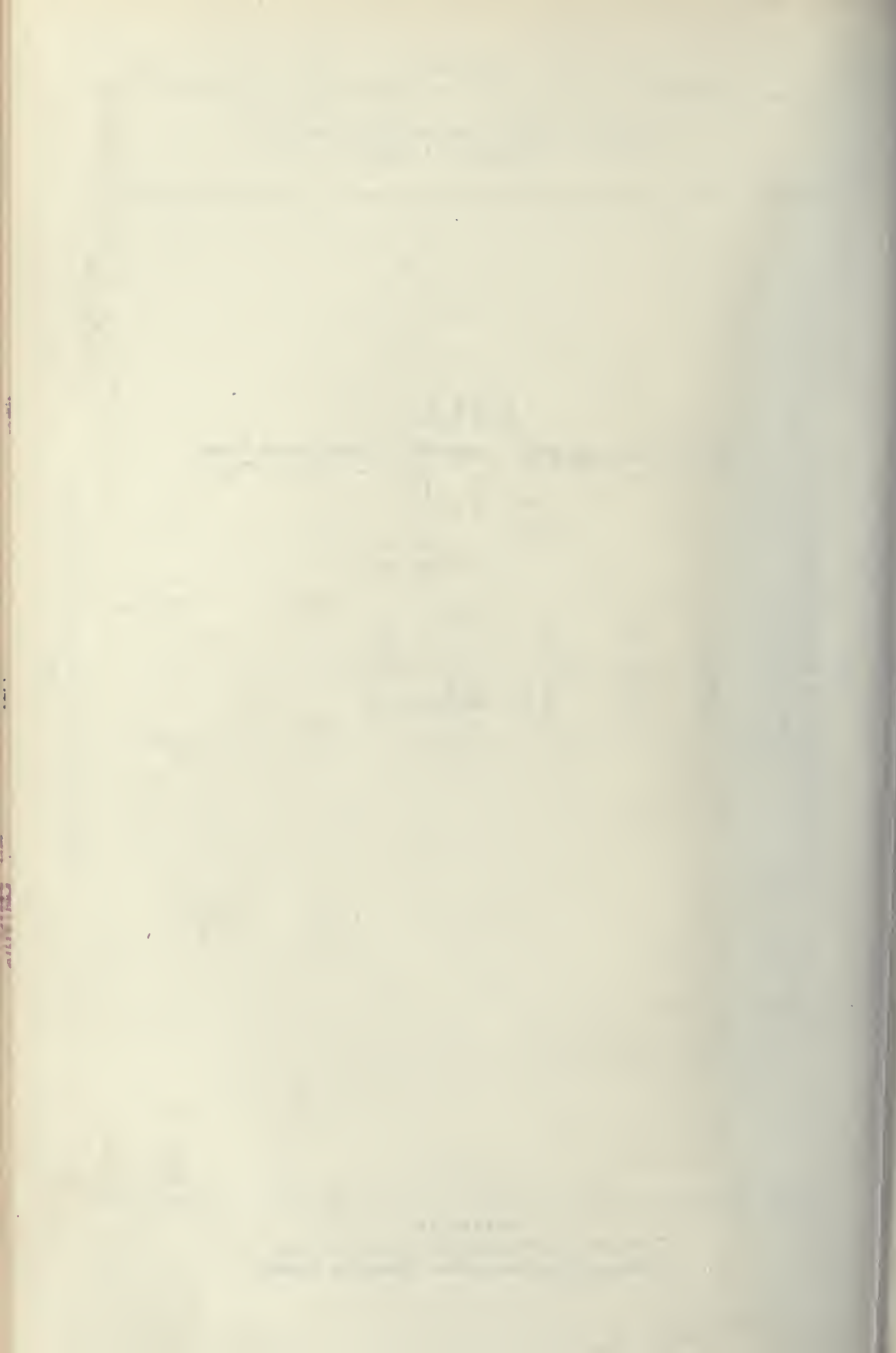
(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the Township of Sandwich West.

MR. MURDOCH



BILL

An Act respecting the Township of Sandwich West.

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1.—(1) The council of the Corporation may pass by-laws authorizing the cleaning out of drains, ditches and water-courses, including ditches or drains constructed under *The Ditches and Watercourses Act* or *The Municipal Drainage Act*, in the township or in any defined area thereof described in the by-law and for providing that the cost of the work shall be charged and collected by a special rate sufficient therefor levied upon all the rateable property in the township or in the defined area. Cleaning of ditches and drains, etc.

(2) It shall be lawful for all persons engaged in such work to enter for such purpose upon such land in the Township as may be necessary without leave or consent of the owner or any other person, provided that no such person shall cause any unnecessary damage to any property in so doing. Authority to go on lands to perform work.

(3) The Corporation shall not be liable in damages to any person for any work so done except for damages suffered through the default or negligence of the Corporation and from a particular loss or damage beyond what is suffered by such person in common with all other persons affected by the work. When the Corporation is liable for damages.

2.—(1) Section 1 of Article V of the Plan for the Adjustment and Reorganization of the Debenture and other indebtedness of the Corporation of the Township of Sandwich West, Ontario, which,— Section 1, Article V of Plan confirmed.

(a) is dated the 1st day of December, 1946;

(b) was implemented by by-law number 1207 of the Corporation passed on the 22nd day of September,

1947, and approved by the Department of Municipal Affairs on the 24th day of September, 1947; and

- (c) was approved by the Ontario Municipal Board by Order No. P.F. B-6580 signed the 9th day of July, 1947,

is hereby ratified and confirmed.

Application
of section
to local
improvement
assessments.

(2) The said section 1 of Article V has applied and will continue to apply in respect of the refunded debt originally incurred for local improvements and to the special assessments as originally imposed for the same in so far as such assessments had not been levied prior to the year 1945.

Levies
already
made con-
firmed.

(3) All the levies made by the Corporation in respect of the said special assessments in the years 1945, 1946, 1947 and 1948, respectively, are hereby confirmed.

Imposing
of future
levies, etc.

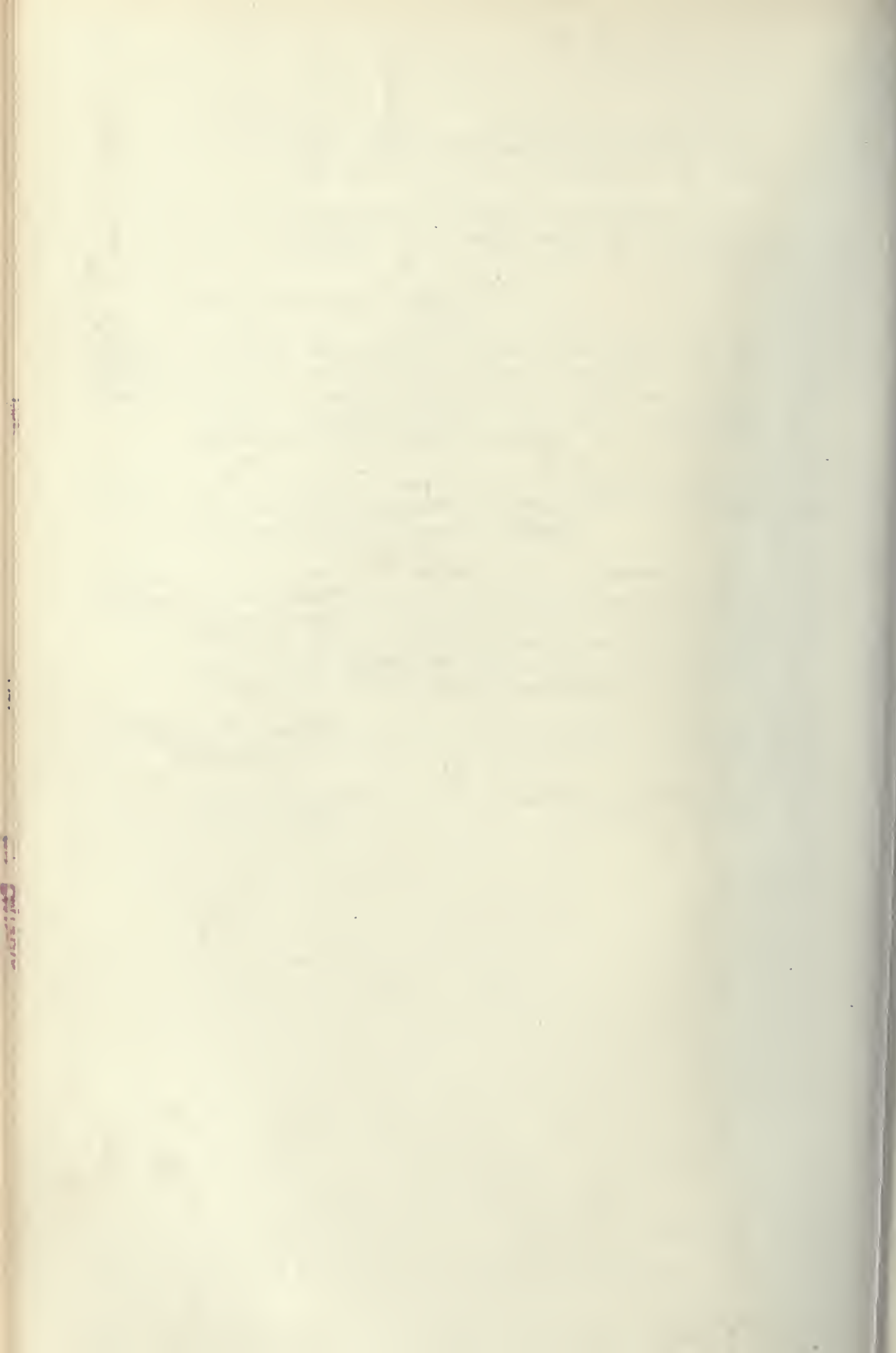
(4) The balance of the said special assessments or parts thereof which have not been levied prior to the 1st day of January, 1949, shall be levied annually until all the levies have been made as originally imposed, subject to such variations as the Department of Municipal Affairs may from time to time direct as authorized by the said section 1 of Article V.

Commence-
ment of Act.

3. This Act shall come into force on the day it receives the Royal Assent.

Short title.

4. This Act may be cited as *The Township of Sandwich West Act, 1949*.



BILL

An Act respecting the Township of
Sandwich West.

1st Reading

March 10th, 1949

2nd Reading

March 24th, 1949

3rd Reading

March 28th, 1949

MR. MURDOCH

1949

No. 33

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of St. Catharines.

MR. MARTIN

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

1875

BILL

An Act respecting the City of St. Catharines.

WHEREAS the Corporation of the City of St. Catharines Preamble.
by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law number 5349 to guarantee debentures of The St. Catharines General Hospital, set forth as Schedule A hereto, is hereby validated and confirmed and declared to be legal and binding upon the ratepayers of the Corporation. Guarantee of General Hospital debentures confirmed.

2. By-law number 5350 to authorize a grant to The Religious Hospitallers of St. Joseph of Hotel Dieu, set forth as Schedule B hereto, is hereby validated and confirmed and declared to be legal and binding upon the ratepayers of the Corporation. Grant to Hotel Dieu confirmed.

3. By-law number 5331 to establish a parking meter fund, set forth as Schedule C hereto, is hereby validated and confirmed and declared to be legal and binding upon the ratepayers of the Corporation. Parking meter fund.

4.—(1) By-law number 5269 to authorize an agreement with His Majesty the King in right of Canada and the said agreement, set forth as Schedules D and E hereto, respectively, are hereby validated and confirmed and declared to be legal and binding upon the Corporation and the ratepayers thereof. Agreement between City and His Majesty validated.

(2) All payments in lieu of taxes received by the Corporation pursuant to the said agreement shall be distributed by the council of the Corporation to each of the bodies for which the council is required by law to levy rates in the same proportion as the levy of each of such bodies bears to the total levy. Distribution of money.

Deferred
widening of
highways.
Rev. Stat.,
c. 266.

5. For the purposes of section 348 of *The Municipal Act*, the City of St. Catharines shall be deemed to be a city having a population of not less than 50,000.

Commence-
ment of Act.

6. This Act shall come into force on the day it receives the Royal Assent.

Short title.

7. This Act may be cited as *The City of St. Catharines Act*, 1949.

SCHEDULE A
CITY OF ST. CATHARINES
By-LAW No. 5349

A By-law to guarantee debentures of The St. Catharines General Hospital for the sum of \$625,000.00 with interest thereon at the rate of $3\frac{1}{4}\%$ per annum to assist in the rehabilitation of and extension to the said Hospital.

WHEREAS The St. Catharines General Hospital has undertaken to rehabilitate its existing buildings and to erect an extension to provide not less than 187 new beds;

AND WHEREAS to provide for part of the cost of the said rehabilitation and extension The St. Catharines General Hospital has undertaken to raise the sum of \$900,000.00 upon debentures and has requested the Corporation to guarantee \$625,000.00 of the said debentures;

AND WHEREAS paragraph 28 of section 404 of *The Municipal Act* provides as follows:

That by-laws may be passed by the councils of all municipalities for granting aid for the erection, establishment, maintenance or equipment of public hospitals, public sanatoria or municipal isolation hospitals within or without the municipality and may issue debentures therefor;

AND WHEREAS the said Council has agreed to guarantee the said debentures as hereinafter provided;

AND WHEREAS the total amount of debt intended to be created by this by-law is the said sum of \$625,000.00 together with interest thereon at the rate of $3\frac{1}{4}\%$ per annum repayable in equal annual instalments during the period of 20 years;

AND WHEREAS the amount of the whole rateable property of the City of St. Catharines according to the last revised assessment roll is \$34,323,198.00;

AND WHEREAS the amount of the existing debenture debt of the Corporation, exclusive of local improvement and other indebtedness which by the provisions of certain statutes of the Province of Ontario is not to be reckoned in ascertaining whether the limit of the borrowing power of the Corporation has been reached, is \$970,257.49 and no part of the principal or interest thereof is in arrear;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF ST. CATHARINES enacts as follows:

1. That authority be and it is hereby given for the guarantee by the Corporation of the City of St. Catharines of the issue of debentures of The St. Catharines General Hospital to the amount of \$625,000.00, to be in denominations of not less than \$50.00 each and bearing interest at the rate of $3\frac{1}{4}\%$ per annum payable yearly, and payment of such debentures and of the principal and interest thereof is hereby guaranteed.

2. That the said guarantee of the Corporation shall be expressed by endorsement on the debentures of the said issue according to such form as may be approved by resolution of the Council and which endorsement shall be sealed with the Corporate seal and be signed by the Mayor and Treasurer.

3. That all matters pertaining or incidental to the said guarantee or subsequently arising therefrom shall be dealt with and provided for as may be necessary from time to time in accordance with an agreement or agreements to be entered into between The St. Catharines General Hospital and the Corporation.

4. That the debentures may be issued in sets of such amounts and at such times as the circumstances require but so that the first of the sets shall be issued within two years and all of them within five years after the passing of this by-law.

5. The said debentures shall be payable in twenty equal annual instalments during the twenty years next after the time when the same are issued and the maximum respective amounts of principal and interest payable in each of such years shall be as follows:

Year	Principal	Interest	Total
1	\$22,674.29	\$20,312.50	\$42,986.79
2	23,411.22	19,575.57	42,986.79
3	24,172.08	18,814.71	42,986.79
4	24,957.68	18,029.11	42,986.79
5	25,768.80	17,217.99	42,986.79
6	26,606.29	16,380.50	42,986.79
7	27,470.99	15,515.80	42,986.79
8	28,363.80	14,622.99	42,986.79
9	29,285.62	13,701.17	42,986.79
10	30,237.40	12,749.39	42,986.79
11	31,220.12	11,766.67	42,986.79
12	32,234.77	10,752.02	42,986.79
13	33,282.40	9,704.39	42,986.79
14	34,364.08	8,622.71	42,986.79
15	35,480.91	7,505.88	42,986.79
16	36,634.04	6,352.75	42,986.79
17	37,824.65	5,162.14	42,986.79
18	39,053.95	3,932.84	42,986.79
19	40,323.20	2,663.59	42,986.79
20	41,633.71	1,353.08	42,986.79
	<u>\$625,000.00</u>	<u>\$234,735.80</u>	<u>\$859,735.80</u>

6. That during the twenty years, the currency of the said debentures, there is hereby imposed and there shall be raised and levied annually in respect thereof by a special rate sufficient therefor over and above all other rates on all the rateable property in the City of St. Catharines the amounts for each of the said before-mentioned years which are, respectively, necessary to meet the annual instalments of principal and interest payable for each year as set forth in the foregoing table and which the Corporation may be required to pay pursuant to the said guarantee.

7. That this by-law shall come into force and take effect as soon as it shall have been validated by Act of the Legislative Assembly of the Province of Ontario.

PASSED this 14th day of February, A.D. 1949. ,

(Sgd.) RICHARD M. ROBERTSON,

Mayor.

(Sgd.) HERBERT H. SMITH,

Clerk.

SCHEDULE B
CITY OF ST. CATHARINES

By-LAW No. 5350

A By-law to authorize the granting of \$425,000.00 to The Religious Hospitallers of St. Joseph of Hotel Dieu to assist in the erection of a public hospital in the City of St. Catharines.

WHEREAS The Religious Hospitallers of St. Joseph of Hotel Dieu of the Roman Catholic Archdiocese of Toronto in Canada (hereinafter referred to as Hotel Dieu) have undertaken to erect a public hospital in the City of St. Catharines to provide not less than 125 beds;

AND WHEREAS Hotel Dieu has requested the Council of the Corporation of the City of St. Catharines to grant it the sum of \$425,000.00 to assist in the erection of the proposed public hospital;

AND WHEREAS paragraph 28 of section 404 of *The Municipal Act* provides that by-laws may be passed by the councils of all municipalities for granting aid for the erection, establishment, maintenance or equipment of public hospitals, public sanatoria or municipal isolation hospitals within or without the municipality and may issue debentures therefor;

AND WHEREAS the said Council has agreed to grant the said sum of \$425,000.00 as hereinafter provided;

AND WHEREAS the total amount of debt intended to be created by this by-law is the said sum of \$425,000.00 payable in instalments during the period of 20 years;

AND WHEREAS the amount of the whole rateable property of the City of St. Catharines according to the last revised assessment roll is \$34,323,198.00;

AND WHEREAS the amount of the existing debenture debt of the Corporation, exclusive of local improvement and other indebtedness which by the provisions of certain statutes of the Province of Ontario is not to be reckoned in ascertaining whether the limit of the borrowing power of the Corporation has been reached is \$970,257.49 and no part of the principal or interest thereof is in arrear;

AND WHEREAS the Ontario Municipal Board has approved this by-law as appears by its Certificate P.F. B-9829;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF ST. CATHARINES enacts as follows:

1. That authority be and it is hereby given to grant to Hotel Dieu for the purpose of assisting in the erection of a public hospital in the City of St. Catharines the sum of \$425,000.00 payable in instalments as follows:

During each of the years from 1949 to 1953, both inclusive, the sum of \$25,000.00 and during each of the years from 1954 to 1968, both inclusive, the sum of \$20,000.00.

2. That all matters pertaining or incidental to the said grant or subsequently arising therefrom shall be dealt with and provided for as may be necessary from time to time in accordance with an agreement or agreements to be entered into between Hotel Dieu and the Corporation.

3. That during each of the years from 1949 to 1968, both inclusive, the sums set out in Paragraph 1 hereof aggregating \$425,000.00 shall be raised annually by levying a special rate sufficient therefor over and above all other rates on all the rateable property in the City of St. Catharines at the same time and in the same manner as other rates.

4. That this by-law shall not come into force until approved by the Ontario Municipal Board.

PASSED this 14th day of February, A.D. 1949.

(Sgd.) RICHARD M. ROBERTSON,
Mayor.

(Sgd.) HERBERT H. SMITH,
Clerk.

SCHEDULE C
CITY OF ST. CATHARINES

BY-LAW No. 5331

A By-law to establish a Parking Meter Fund.

WHEREAS the Council of the Corporation of the City of St. Catharines deems it desirable that all profits from the use of parking meters in the City of St. Catharines should be used for the general betterment of conditions for users of motor vehicles;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF ST. CATHARINES enacts as follows:

1. That all monies received from the use of parking meters including the Corporation's share of any fines recovered for violations of any offence in connection with the use of parking meters shall be deposited and form part of a special fund to be known as the Parking Meter Fund.

2. That out of such fund shall be paid the purchase price of any parking meters now used or hereafter acquired by the said Corporation and all expenses of maintaining the said meters including the salary of the special Police Constable responsible for their maintenance together with such other costs involved in the collection of parking meter fees and the operation of the said meters as may from time to time be approved by Council.

3. That all sums then remaining in the Parking Meter Fund shall be used only for the general improvement of traffic conditions and parking facilities including the purchase of any parking lot or lots in such manner as Council may from time to time decide.

4. That this by-law shall come into force as soon as it shall have been validated by an Act of the Legislative Assembly of the Province of Ontario.

PASSED this 13th day of December, A.D. 1948.

(Sgd.) W. J. MACDONALD,
Mayor.
(Sgd.) HERBERT H. SMITH,
Clerk.

SCHEDULE D

CITY OF ST. CATHARINES

BY-LAW No. 5269

A By-law to authorize an agreement with His Majesty the King in right of Canada with respect to the housing project constructed by Housing Enterprises (St. Catharines) Ltd.

WHEREAS the Corporation of the City of St. Catharines entered into an agreement dated the 10th day of June, 1947, with Housing Enterprises (St. Catharines) Ltd. providing for the construction of a housing project in the Macdonald Gardens Subdivision;

AND WHEREAS by By-law No. 5256 the Council of the Corporation of the City of St. Catharines authorized an agreement providing for the assignment by Housing Enterprises (St. Catharines) Ltd. of all its rights and liabilities under the said agreement dated the 10th day of June, 1947, to His Majesty the King in right of Canada represented by Central Mortgage and Housing Corporation;

AND WHEREAS it is desirable to enter into a further agreement with His Majesty the King in right of Canada represented by Central Mortgage and Housing Corporation providing for payments in lieu of taxes and other matters in connection with the operation of the said housing project in Macdonald Gardens Subdivision;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF ST. CATHARINES enacts as follows:

1. That an agreement dated the 22nd day of March, 1948, between the Corporation of the City of St. Catharines and His Majesty the King in right of Canada represented by Central Mortgage and Housing Corporation, a draft of which is hereunto annexed, be and the same is hereby authorized.

2. That the Mayor and Clerk be and each of them is hereby authorized to execute the said agreement and the Clerk is hereby authorized to affix the corporate seal thereto and to deliver the same.

PASSED this 17th day of May, 1948.

(Sgd.) W. J. MACDONALD,
Mayor.
(Sgd.) HERBERT H. SMITH,
Clerk.

SCHEDULE E

AGREEMENT made in duplicate this 22nd day of March, 1948.

BETWEEN:

THE CORPORATION OF THE CITY OF ST. CATHARINES in the Province of Ontario, hereinafter called "the Municipality",

OF THE FIRST PART,

—and—

HIS MAJESTY THE KING IN RIGHT OF CANADA represented by CENTRAL MORTGAGE AND HOUSING CORPORATION, hereinafter called "the Corporation",

OF THE SECOND PART.

WHEREAS Housing Enterprises (St. Catharines) Ltd. under the provisions of *The National Housing Act* (Canada) agreed to construct a rental housing project upon certain lands within the City of St. Catharines more particularly described in Schedule "A" hereto annexed;

AND WHEREAS the said housing project has been completed and Housing Enterprises (St. Catharines) Ltd. has conveyed or is about to convey the said lands to the Corporation;

AND WHEREAS the Corporation agrees with the Municipality to operate the said project as a rental housing project upon the terms and conditions of this Agreement;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH that the parties hereto mutually covenant and agree each with the other as follows:

1. The Corporation shall during the term of five years next ensuing from the effective date of this Agreement lease the houses and lands appurtenant thereto at rents to be determined by the Corporation to service-men returned from general service in World War II or to the dependents of such service-men, or of a service-man killed in active service in such war, provided that whenever and so often as any of the houses is or becomes vacant and there is no application of any such service-man or dependent thereof acceptable to and filed with the Corporation, then the Corporation shall have the right to lease the same to whomsoever it shall in its uncontrolled discretion determine.

2. The Corporation at its own cost and expense shall during the period referred to in Clause 1 hereof, undertake and carry out the management and control of the houses and appurtenances thereto belonging, and shall at all times during such period well and sufficiently repair, maintain and keep the same in good and substantial repair, reasonable wear and tear and damage by fire, lightning and tempest always excepted.

3. The Municipality covenants and agrees to furnish to the houses and to the tenants thereof all such facilities, privileges and services of the municipality as are furnished or made available to other properties or property-owners and tenants in the municipality, including, without limiting the generality of the foregoing, fire protection, police protection, schools and educational facilities.

4.—(1) The Corporation agrees to pay to the Municipality on the first day of the month of October in each of the Five years next ensuing from the effective date of this Agreement beginning on the first day of October, 1948, an amount equal to the annual taxes (but not including local improvement rates or charges upon the lands of the project in respect of the works or services constructed or to be constructed and installed by the Municipality pursuant to an Agreement dated the 10th day of June, 1947, made between the Municipality and Housing Enterprises (St. Catharines) Ltd. which would be levied in respect of the houses, garages and lands of the said project if the same were owned by a person not exempt from taxation, based upon the assessments fixed for the year

1948 as set out in Schedule "B" hereto annexed and with respect to the payments to be made in the years 1948 and 1949 based upon the mill rate fixed for the year 1948, namely, 43 mills. With respect to the payments to be made in the years 1950, 1951 and 1952, the then current mill rate will be applied. It is agreed that each garage will be assessed for the year 1948 on the basis of \$250.00 and that the portion of the payment to be made in respect of each garage for the year 1948 shall be pro rated from the date of completion thereof.

Provided always that in any event the payment to be made in any year during the term of this Agreement shall not exceed the average of \$125.00 per housing unit.

(2) The Municipality agrees that it will accept the said payments in lieu of all taxes leviable with respect to the said houses, garages and lands.

5. During the period of five years next ensuing from the 1st day of January, 1948, in consideration of the payments provided for in Clause 4 hereof, the municipality agrees not to levy or collect, or permit to be levied or collected, for the term of this Agreement, any taxes, assessments, rates or municipal or school charges of any kind or nature on or from the Corporation, the tenants or occupants of the houses while the same are owned by the Corporation, provided that nothing contained in this Clause shall be deemed to limit the right of the municipality to charge the tenants or occupants of the houses, while the same are owned by the Corporation, usual charges for the supply of water, gas or electricity, or to collect from such tenants or occupants any license or permit fees or dog tax or business tax or poll tax which the municipality has the right to collect.

6. Notwithstanding anything contained in this Agreement, the provisions herein shall only affect the houses and lands appurtenant thereto while owned by the Corporation, and the Corporation may at any time sell or convey, by agreement of sale or otherwise, any or all of the houses and lands appurtenant thereto in such manner as the Corporation may determine.

7. IT IS HEREBY UNDERSTOOD AND AGREED that the effective date of this Agreement for the purpose of determining the five-year period previously referred to herein shall be the first day of January, 1948.

IN WITNESS WHEREOF the Parties hereto have hereunto affixed their respective Corporate Seals attested by the hands of their respective officers in that behalf duly authorized.

THE CORPORATION OF THE CITY OF
ST. CATHARINES.

(Sgd.) W. J. MACDONALD,
Mayor.

(Seal)

(Sgd.) HERBERT H. SMITH,
Municipal Clerk.

HIS MAJESTY THE KING IN RIGHT
OF CANADA represented by CEN-
TRAL MORTGAGE AND HOUSING
CORPORATION.

(Sgd.) HECTOR SAINT PIERRE,
For President.

(Seal)

(Sgd.) J. D. RITCHIE,
For Secretary.

Schedule A

This is Schedule A referred to in the annexed Agreement dated the 22nd day of March, 1948, between the Corporation of the City of St. Catharines and His Majesty the King in Right of Canada represented by Central Mortgage and Housing Corporation.

The lands referred to in the annexed Agreement are described as follows:

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of St. Catharines, County of Lincoln, Province of Ontario, and being more particularly described as follows:

Firstly: All of Lots 2875 to 2891, both inclusive, and Lots 2894 to 2998, both inclusive, and the southerly 25 feet more or less from front to rear of Lot 2874, and the southerly 10 feet more or less from front to rear of Lot 2999; all according to the compiled plan of the said City filed in the Registry Office for the Registry Division of the County of Lincoln as Corporation Plan No. 2.

Secondly: Part of Lot 3008 according to the said Corporation Plan No. 2 described as follows:

COMMENCING at the south-west angle of said Lot 3008; thence north 63 degrees and 59 minutes east in the northerly limit of Eastchester Avenue, 291.7 feet; thence north 5 degrees and 19 minutes west, 247.0 feet; thence north 30 degrees and 20 minutes west, 28.4 feet; thence north 1 degree and 58 minutes west, 155.85 feet; thence south 88 degrees 50 minutes west, 233 feet to the easterly limit of Lot 2999 according to the said Plan; thence south 1 degree 48 minutes east along the westerly limit of said Lot 3008 to the place of beginning.

Thirdly: Part of Lot 2813 according to the said Corporation Plan No. 2 described as follows:

COMMENCING at a point in the southerly limit of Westchester Avenue in the said City, the said point being distant 65 feet more or less measured on a bearing of south 86 degrees 03 minutes east from a point in the production southerly of the easterly limit of Princess Street according to the said Corporation Plan No. 2, the said last mentioned point being distant 30.4 feet southerly from the northerly limit of Westchester Avenue; thence south 86 degrees 03 minutes east a distance of 186 feet more or less to the production southerly of the easterly limit of Toronto Street according to the said Corporation Plan No. 2; thence north 1 degree 48 minutes west along the said last mentioned production 100 feet more or less to the southerly limit of Westchester Avenue aforesaid; thence south 63 degrees 59 minutes west along the said southerly limit of Westchester Avenue to the place of beginning.

Fourthly: Part of Westchester Avenue in the City of St. Catharines, described as follows:

COMMENCING at the intersection of the easterly limit of Princess Street with the northerly limit of Westchester Avenue; thence south 1 degree and 34 minutes east in the southerly production of the easterly limit of Princess Street, 30.4 feet to a point in the westerly production of the northerly limit of Westchester Crescent; thence south 86 degrees and 03 minutes east in the said last mentioned limit to the southerly limit of Westchester Avenue; thence north 63 degrees and 59 minutes east in the said last mentioned limit to a point in the southerly production of the westerly limit of Toronto Street; thence north 1 degree and 34 minutes west in the said last mentioned limit, 66.1 feet to the northerly limit of Westchester Avenue; thence south 63 degrees and 59 minutes west in the said last mentioned limit, 218.65 feet more or less to the place of beginning.

Fifthly: That part of Toronto Street according to the said Corporation Plan No. 2 lying between a straight line drawn from the north-west angle of Lot 2993 according to the said plan to the north-east angle of Lot 2964 according to the said plan and the production easterly of the northerly limit of Argyle Crescent as shown on the said plan.

Sixthly: That part of Princess Street according to the said Corporation Plan No. 2 lying between a straight line drawn from the north-west angle of Lot 2954 according to the said plan to the north-east angle of Lot 2919 according to the said plan and the southerly limit of Argyle Crescent as shown on the said plan.

Seventhly: The southerly half of Argyle Crescent as shown on the said Corporation Plan No. 2 lying between the easterly limit of Inverness Street and the westerly limit of Toronto Street as shown on the said plan.

Schedule B

This is Schedule B referred to in the annexed Agreement dated the 22nd day of March, 1948, between the Corporation of the City of St. Catharines and His Majesty the King in right of Canada represented by Central Mortgage and Housing Corporation.

102 HOUSING ENTERPRISES HOUSES						
Roll No.	Address	Land	Building	Total Assessment	Garage	No. of Bed-rooms
3-2011	5 Argyle Cresc. Lot No. 1	\$450.00	\$1,770.00	\$2,220.00		2
3-2139	6 Argyle Cresc. Lot No. 13	450.00	1,680.00	2,130.00		2
3-2010	7 Argyle Cresc. Lot No. 2	450.00	1,700.00	2,150.00		2
3-2138	8 Argyle Cresc. Lot No. 14	450.00	1,740.00	2,190.00		2
3-2008	9 Argyle Cresc. Lot No. 3	450.00	1,770.00	2,220.00		2
3-2137	10 Argyle Cresc. Lot No. 15	450.00	1,680.00	2,130.00		2
3-2007	11 Argyle Cresc. Lot No. 4	450.00	1,700.00	2,150.00	& 250.00	2
3-2135	12 Argyle Cresc. Lot No. 16	450.00	2,040.00	2,490.00	& 250.00	3
3-2005	13 Argyle Cresc. Lot No. 5	450.00	2,040.00	2,490.00		3
3-2134	14 Argyle Cresc. Lot No. 17	450.00	2,100.00	2,550.00		3
3-2004	15 Argyle Cresc. Lot No. 6	450.00	2,160.00	2,610.00		3
3-2132	16 Argyle Cresc. Lot No. 18	450.00	1,740.00	2,190.00		2
3-2002	17 Argyle Cresc. Lot No. 7	450.00	2,250.00	2,700.00		3
3-2131	18 Argyle Cresc. Lot No. 19	450.00	1,680.00	2,130.00		2
3-2001	19 Argyle Cresc. Lot No. 8	450.00	2,100.00	2,550.00		3
3-2128	20 Argyle Cresc. Lot No. 20	450.00	2,790.00	3,240.00		4
3-1999	21 Argyle Cresc. Lot No. 9	450.00	1,770.00	2,220.00		2
3-4062-1	22 Argyle Cresc. Lot No. 21	425.00	2,240.00	2,665.00		3
3-1998	23 Argyle Cresc. Lot No. 10	450.00	1,700.00	2,150.00		2
3-4062-2	24 Argyle Cresc. Lot No. 21	425.00	2,240.00	2,665.00		3
3-1996	25 Argyle Cresc. Lot No. 11	450.00	1,770.00	2,220.00		2
3-4063	26 Argyle Cresc. Lot No. 22	700.00	2,895.00	3,595.00		4
3-1995	27 Argyle Cresc. Lot No. 12	450.00	1,700.00	2,150.00		2
3-4065	28 Argyle Cresc. Lot No. 41	500.00	2,040.00	2,540.00		3

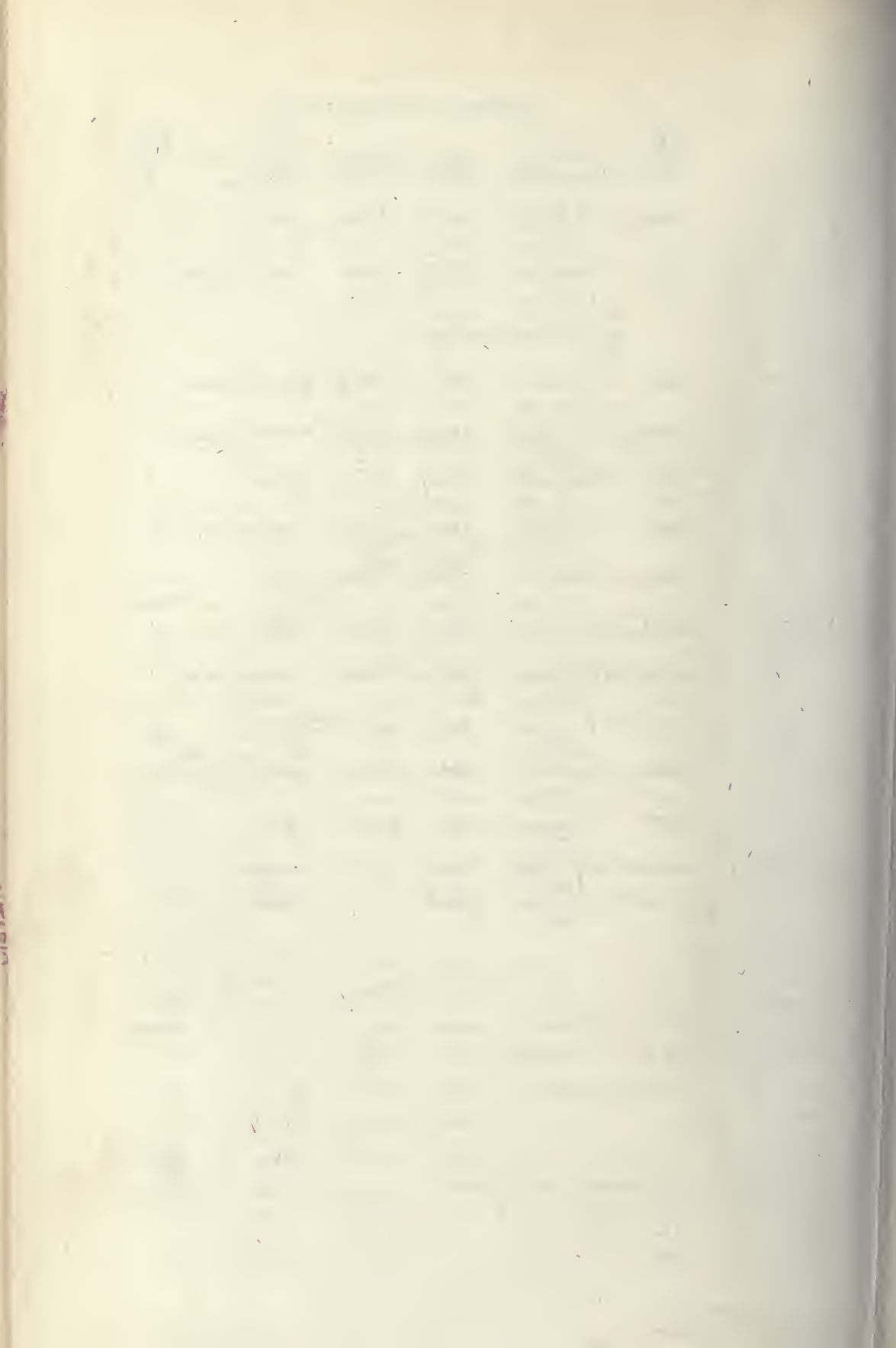
102 HOUSING ENTERPRISES HOUSES						No. of Bed- rooms
Roll No.	Address	Land	Building	Total Assess- ment	Garage	
3-4066	30 Argyle Cresc. Lot No. 42	500.00	2,895.00	3,395.00		4
3-4080	31 Argyle Cresc. Lot No. 74	450.00	1,740.00	2,190.00		2
3-4067	32 Argyle Cresc. Lot No. 43	500.00	2,790.00	3,290.00 & 250.00		4
3-4081	33 Argyle Cresc. Lot No. 75	410.00	2,100.00	2,510.00 & 250.00		3
3-4068	34 Argyle Cresc. Lot No. 44	500.00	2,100.00	2,600.00		3
3-4082	35 Argyle Cresc. Lot No. 76	410.00	2,040.00	2,450.00		3
3-4070	36 Argyle Cresc. Lot No. 62	500.00	2,040.00	2,540.00		3
4-4083	37 Argyle Cresc. Lot No. 77	430.00	2,100.00	2,530.00		3
3-4071	38 Argyle Cresc. Lot No. 63	500.00	2,895.00	3,395.00 & 250.00		4
3-4084	39 Argyle Cresc. Lot No. 78	430.00	1,740.00	2,170.00		2
3-4072	40 Argyle Cresc. Lot No. 64	500.00	2,790.00	3,290.00 & 250.00		4
3-4084C	41 Argyle Cresc. Lot No. 79	450.00	1,740.00	2,190.00		2
3-4073	42 Argyle Cresc. Lot No. 65	500.00	2,100.00	2,600.00 & 250.00		3
3-4084D	43 Argyle Cresc. Lot No. 80	450.00	2,100.00	2,550.00		3
3-4084E	45 Argyle Cresc. Lot No. 81	450.00	2,040.00	2,490.00		3
3-4084F	47 Argyle Cresc. Lot No. 82	450.00	2,100.00	2,550.00		3
3-4084G	49 Argyle Cresc. Lot No. 83	450.00	1,740.00	2,190.00		2
3-4085	51 Argyle Cresc. Lot No. 84	450.00	1,740.00	2,190.00		2
3-4085B	53 Argyle Cresc. Lot No. 85	450.00	2,100.00	2,550.00 & 250.00		3
3-4085C	55 Argyle Cresc. Lot No. 86	450.00	2,040.00	2,490.00		3
3-4085D	57 Argyle Cresc. Lot No. 87	450.00	2,100.00	2,550.00		3
3-4085E	59 Argyle Cresc. Lot No. 88	450.00	2,100.00	2,550.00		3
3-4085F	61 Argyle Cresc. Lot No. 89	450.00	1,740.00	2,190.00 & 250.00		2
3-4085G	63 Argyle Cresc. Lot No. 90	450.00	1,740.00	2,190.00		2
3-2517	1 Blain Place Lot No. 55	450.00	2,100.00	2,550.00 & 250.00		3
3-2516	3 Blain Place Lot No. 52	400.00	2,040.00	2,440.00 & 250.00		3
3-2515	5 Blain Place Lot No. 51	450.00	1,700.00	2,150.00		2
3-2514	7 Blain Place Lot No. 50	450.00	2,040.00	2,490.00		3
3-2644	8 Blain Place Lot No. 57	450.00	2,040.00	2,490.00		3
3-2513	9 Blain Place Lot No. 49	450.00	2,160.00	2,610.00		3
3-2643	10 Blain Place Lot No. 58	450.00	2,040.00	2,490.00 & 250.00		3
3-2511	11 Blain Place Lot No. 48	450.00	2,250.00	2,700.00		3
3-2641	12 Blain Place Lot No. 59	450.00	1,680.00	2,130.00		2

102 HOUSING ENTERPRISES HOUSES

Roll No.	Address	Land	Building	Total Assessment	No. of Bed-rooms
3-2510	13 Blain Place Lot No. 47	450.00	2,100.00	2,550.00	3
3-2640	14 Blain Place Lot No. 60	450.00	1,740.00	2,190.00	2
3-2508	15 Blain Place Lot No. 46	450.00	1,700.00	2,150.00	2
3-2638	16 Blain Place Lot No. 61	450.00	2,100.00	2,550.00	3
3-2507	17 Blain Place Lot No. 45	450.00	2,100.00	2,550.00	3
3-2970	8 Collier St. Lot No. 97	450.00	2,040.00	2,490.00 & 250.00	3
3-2969	10 Collier St. Lot No. 96	450.00	1,740.00	2,190.00	2
3-2655	11 Collier St. Lot No. 69	450.00	2,100.00	2,550.00 & 250.00	3
3-2968	12 Collier St. Lot No. 95	450.00	1,680.00	2,130.00 & 250.00	2
3-2654	13 Collier St. Lot No. 68	450.00	1,770.00	2,220.00	2
3-2967	14 Collier St. Lot No. 94	450.00	2,250.00	2,700.00	3
3-2653	15 Collier St. Lot No. 67	450.00	1,770.00	2,220.00	2
3-2966	16 Collier St. Lot No. 93	450.00	2,160.00	2,610.00	3
3-2652	17 Collier St. Lot No. 66	450.00	2,100.00	2,550.00	3
3-2965	18 Collier St. Lot No. 92	450.00	1,680.00	2,130.00 & 250.00	2
3-2964	20 Collier St. Lot No. 91	430.00	2,040.00	2,470.00 & 250.00	3
3-2390	2 Princess St. Lot No. 33	450.00	1,680.00	2,130.00	2
3-2264	3 Princess St. Lot No. 29	450.00	1,770.00	2,220.00	2
3-2389	4 Princess St. Lot No. 34	450.00	1,740.00	2,190.00	2
3-2263	5 Princess St. Lot No. 28	450.00	2,040.00	2,490.00	3
3-2387	6 Princess St. Lot No. 35	450.00	2,100.00	2,550.00	3
3-2261	7 Princess St. Lot No. 27	450.00	2,160.00	2,610.00 & 250.00	3
3-2386	8 Princess St. Lot No. 36	450.00	2,250.00	2,700.00 & 250.00	3
3-2260	9 Princess St. Lot No. 26	450.00	2,250.00	2,700.00	3
3-2384	10 Princess St. Lot No. 37	450.00	2,160.00	2,610.00	3
3-2258	11 Princess St. Lot No. 25	450.00	2,100.00	2,550.00	3
3-2383	12 Princess St. Lot No. 38	450.00	2,040.00	2,490.00	3
3-2257	13 Princess St. Lot No. 24	450.00	1,770.00	2,220.00	2
3-2381	14 Princess St. Lot No. 39	450.00	1,680.00	2,130.00 & 250.00	2
3-2254	15 Princess St. Lot No. 23	450.00	1,700.00	2,150.00	2
3-2380	16 Princess St. Lot No. 40	450.00	1,740.00	2,190.00 & 250.00	2
3-3995	57 Westchester Ave. Lot No. 32	600.00	2,790.00	3,390.00 & 250.00	4

102 HOUSING ENTERPRISES HOUSES

Roll No.	Address	Land	Building	Total Assessment	No. of Bed-rooms
3-3996-1	59 Westchester Ave. Lot No. 31	425.00	2,225.00	2,650.00	3
3-3996-2	61 Westchester Ave. Lot No. 31	425.00	2,225.00	2,650.00	3
3-3997	63 Westchester Ave. Lot No. 30	600.00	2,940.00	3,540.00 & 250.00	4
	65 } 67 } See Westchester Cresc. 69 } 71 }				
3-4009	73 Westchester Ave. Lot No. 73	550.00	2,790.00	3,340.00 & 250.00	4
3-4010-1	75 Westchester Ave. Lot No. 72	350.00	2,225.00	2,575.00 & 250.00	3
3-4010-2	77 Westchester Ave. Lot No. 72	350.00	2,225.00	2,575.00	3
3-4011-1	79 Westchester Ave. Lot No. 71	350.00	2,225.00	2,575.00 & 250.00	3
3-4011-2	81 Westchester Ave. Lot No. 71	350.00	2,225.00	2,575.00	3
3-4012	83 Westchester Ave. Lot No. 70	500.00	2,940.00	3,440.00	4
3-4041	65 Westchester Cresc. Lot No. 56	550.00	2,790.00	3,340.00 & 250.00	4
3-4042-1	67 Westchester Cresc. Lot No. 55	400.00	2,225.00	2,625.00	3
3-4042-2	69 Westchester Cresc. Lot No. 55	400.00	2,225.00	2,625.00 & 250.00	3
3-4043	71 Westchester Cresc. Lot No. 54	545.00	2,940.00	3,485.00	4
3-4084B	Path—Argyle Cresc.	145.00	145.00	
3-4084H	Path—Argyle Cresc.	200.00	200.00	



BILL

An Act respecting the City of
St. Catharines.

1st Reading

2nd Reading

3rd Reading

MR. MARTIN

(*Private Bill*)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting the City of St. Catharines.

MR. MARTIN



BILL

An Act respecting the City of St. Catharines.

WHEREAS the Corporation of the City of St. Catharines Preamble.
by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the said petition;

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law number 5349 to guarantee debentures of The St. Catharines General Hospital, set forth as Schedule A hereto, is hereby validated and confirmed and declared to be legal and binding upon the ratepayers of the Corporation. Guarantee of General Hospital debentures confirmed.

2. By-law number 5350 to authorize a grant to The Religious Hospitallers of St. Joseph of Hotel Dieu, set forth as Schedule B hereto, is hereby validated and confirmed and declared to be legal and binding upon the ratepayers of the Corporation. Grant to Hotel Dieu confirmed.

3. By-law number 5331 to establish a parking meter fund, set forth as Schedule C hereto, is hereby validated and confirmed and declared to be legal and binding upon the ratepayers of the Corporation. Parking meter fund.

4.—(1) By-law number 5269 to authorize an agreement with His Majesty the King in right of Canada and the said agreement, set forth as Schedules D and E hereto, respectively, are hereby validated and confirmed and declared to be legal and binding upon the Corporation and the ratepayers thereof. Agreement between City and His Majesty validated.

(2) All payments in lieu of taxes received by the Corporation pursuant to the said agreement shall be distributed by the council of the Corporation to each of the bodies for which the council is required by law to levy rates in the same proportion as the levy of each of such bodies bears to the total levy. Distribution of money.

Deferred
widening of
highways.
Rev. Stat.,
c. 266.

5. For the purposes of section 348 of *The Municipal Act*, the City of St. Catharines shall be deemed to be a city having a population of not less than 50,000.

Commence-
ment of Act.

6. This Act shall come into force on the day it receives the Royal Assent.

Short title.

7. This Act may be cited as *The City of St. Catharines Act, 1949*.

SCHEDULE A
CITY OF ST. CATHARINES
By-LAW No. 5349

A By-law to guarantee debentures of The St. Catharines General Hospital for the sum of \$625,000.00 with interest thereon at the rate of $3\frac{1}{4}\%$ per annum to assist in the rehabilitation of and extension to the said Hospital.

WHEREAS The St. Catharines General Hospital has undertaken to rehabilitate its existing buildings and to erect an extension to provide not less than 187 new beds;

AND WHEREAS to provide for part of the cost of the said rehabilitation and extension The St. Catharines General Hospital has undertaken to raise the sum of \$900,000.00 upon debentures and has requested the Corporation to guarantee \$625,000.00 of the said debentures;

AND WHEREAS paragraph 28 of section 404 of *The Municipal Act* provides as follows:

That by-laws may be passed by the councils of all municipalities for granting aid for the erection, establishment, maintenance or equipment of public hospitals, public sanatoria or municipal isolation hospitals within or without the municipality and may issue debentures therefor;

AND WHEREAS the said Council has agreed to guarantee the said debentures as hereinafter provided;

AND WHEREAS the total amount of debt intended to be created by this by-law is the said sum of \$625,000.00 together with interest thereon at the rate of $3\frac{1}{4}\%$ per annum repayable in equal annual instalments during the period of 20 years;

AND WHEREAS the amount of the whole rateable property of the City of St. Catharines according to the last revised assessment roll is \$34,323,198.00;

AND WHEREAS the amount of the existing debenture debt of the Corporation, exclusive of local improvement and other indebtedness which by the provisions of certain statutes of the Province of Ontario is not to be reckoned in ascertaining whether the limit of the borrowing power of the Corporation has been reached, is \$970,257.49 and no part of the principal or interest thereof is in arrear;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF ST. CATHARINES enacts as follows:

1. That authority be and it is hereby given for the guarantee by the Corporation of the City of St. Catharines of the issue of debentures of The St. Catharines General Hospital to the amount of \$625,000.00, to be in denominations of not less than \$50.00 each and bearing interest at the rate of $3\frac{1}{4}\%$ per annum payable yearly, and payment of such debentures and of the principal and interest thereof is hereby guaranteed.

2. That the said guarantee of the Corporation shall be expressed by endorsement on the debentures of the said issue according to such form as may be approved by resolution of the Council and which endorsement shall be sealed with the Corporate seal and be signed by the Mayor and Treasurer.

3. That all matters pertaining or incidental to the said guarantee or subsequently arising therefrom shall be dealt with and provided for as may be necessary from time to time in accordance with an agreement or agreements to be entered into between The St. Catharines General Hospital and the Corporation.

4. That the debentures may be issued in sets of such amounts and at such times as the circumstances require but so that the first of the sets shall be issued within two years and all of them within five years after the passing of this by-law.

5. The said debentures shall be payable in twenty equal annual instalments during the twenty years next after the time when the same are issued and the maximum respective amounts of principal and interest payable in each of such years shall be as follows:

Year	Principal	Interest	Total
1	\$22,674.29	\$20,312.50	\$42,986.79
2	23,411.22	19,575.57	42,986.79
3	24,172.08	18,814.71	42,986.79
4	24,957.68	18,029.11	42,986.79
5	25,768.80	17,217.99	42,986.79
6	26,606.29	16,380.50	42,986.79
7	27,470.99	15,515.80	42,986.79
8	28,363.80	14,622.99	42,986.79
9	29,285.62	13,701.17	42,986.79
10	30,237.40	12,749.39	42,986.79
11	31,220.12	11,766.67	42,986.79
12	32,234.77	10,752.02	42,986.79
13	33,282.40	9,704.39	42,986.79
14	34,364.08	8,622.71	42,986.79
15	35,480.91	7,505.88	42,986.79
16	36,634.04	6,352.75	42,986.79
17	37,824.65	5,162.14	42,986.79
18	39,053.95	3,932.84	42,986.79
19	40,323.20	2,663.59	42,986.79
20	41,633.71	1,353.08	42,986.79
	<u>\$625,000.00</u>	<u>\$234,735.80</u>	<u>\$859,735.80</u>

6. That during the twenty years, the currency of the said debentures, there is hereby imposed and there shall be raised and levied annually in respect thereof by a special rate sufficient therefor over and above all other rates on all the rateable property in the City of St. Catharines the amounts for each of the said before-mentioned years which are, respectively, necessary to meet the annual instalments of principal and interest payable for each year as set forth in the foregoing table and which the Corporation may be required to pay pursuant to the said guarantee.

7. That this by-law shall come into force and take effect as soon as it shall have been validated by Act of the Legislative Assembly of the Province of Ontario.

PASSED this 14th day of February, A.D. 1949.

(Sgd.) RICHARD M. ROBERTSON,

Mayor.

(Sgd.) HERBERT H. SMITH,

Clerk.

SCHEDULE B

CITY OF ST. CATHARINES

BY-LAW No. 5350

A By-law to authorize the granting of \$425,000.00 to The Religious Hospitallers of St. Joseph of Hotel Dieu to assist in the erection of a public hospital in the City of St. Catharines.

WHEREAS The Religious Hospitallers of St. Joseph of Hotel Dieu of the Roman Catholic Archdiocese of Toronto in Canada (hereinafter referred to as Hotel Dieu) have undertaken to erect a public hospital in the City of St. Catharines to provide not less than 125 beds;

AND WHEREAS Hotel Dieu has requested the Council of the Corporation of the City of St. Catharines to grant it the sum of \$425,000.00 to assist in the erection of the proposed public hospital;

AND WHEREAS paragraph 28 of section 404 of *The Municipal Act* provides that by-laws may be passed by the councils of all municipalities for granting aid for the erection, establishment, maintenance or equipment of public hospitals, public sanatoria or municipal isolation hospitals within or without the municipality and may issue debentures therefor;

AND WHEREAS the said Council has agreed to grant the said sum of \$425,000.00 as hereinafter provided;

AND WHEREAS the total amount of debt intended to be created by this by-law is the said sum of \$425,000.00 payable in instalments during the period of 20 years;

AND WHEREAS the amount of the whole rateable property of the City of St. Catharines according to the last revised assessment roll is \$34,323,198.00;

AND WHEREAS the amount of the existing debenture debt of the Corporation, exclusive of local improvement and other indebtedness which by the provisions of certain statutes of the Province of Ontario is not to be reckoned in ascertaining whether the limit of the borrowing power of the Corporation has been reached is \$970,257.49 and no part of the principal or interest thereof is in arrear;

AND WHEREAS the Ontario Municipal Board has approved this by-law as appears by its Certificate P.F. B-9829;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF ST. CATHARINES enacts as follows:

1. That authority be and it is hereby given to grant to Hotel Dieu for the purpose of assisting in the erection of a public hospital in the City of St. Catharines the sum of \$425,000.00 payable in instalments as follows:

During each of the years from 1949 to 1953, both inclusive, the sum of \$25,000.00 and during each of the years from 1954 to 1968, both inclusive, the sum of \$20,000.00.

2. That all matters pertaining or incidental to the said grant or subsequently arising therefrom shall be dealt with and provided for as may be necessary from time to time in accordance with an agreement or agreements to be entered into between Hotel Dieu and the Corporation.

3. That during each of the years from 1949 to 1968, both inclusive, the sums set out in Paragraph 1 hereof aggregating \$425,000.00 shall be raised annually by levying a special rate sufficient therefor over and above all other rates on all the rateable property in the City of St. Catharines at the same time and in the same manner as other rates.

4. That this by-law shall not come into force until approved by the Ontario Municipal Board.

PASSED this 14th day of February, A.D. 1949.

(Sgd.) RICHARD M. ROBERTSON,
Mayor.

(Sgd.) HERBERT H. SMITH,
Clerk.

SCHEDULE C
CITY OF ST. CATHARINES
BY-LAW No. 5331

A By-law to establish a Parking Meter Fund.

WHEREAS the Council of the Corporation of the City of St. Catharines deems it desirable that all profits from the use of parking meters in the City of St. Catharines should be used for the general betterment of conditions for users of motor vehicles;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF ST. CATHARINES enacts as follows:

1. That all monies received from the use of parking meters including the Corporation's share of any fines recovered for violations of any offence in connection with the use of parking meters shall be deposited and form part of a special fund to be known as the Parking Meter Fund.
2. That out of such fund shall be paid the purchase price of any parking meters now used or hereafter acquired by the said Corporation and all expenses of maintaining the said meters including the salary of the special Police Constable responsible for their maintenance together with such other costs involved in the collection of parking meter fees and the operation of the said meters as may from time to time be approved by Council.
3. That all sums then remaining in the Parking Meter Fund shall be used only for the general improvement of traffic conditions and parking facilities including the purchase of any parking lot or lots in such manner as Council may from time to time decide.
4. That this by-law shall come into force as soon as it shall have been validated by an Act of the Legislative Assembly of the Province of Ontario.

PASSED this 13th day of December, A.D. 1948.

(Sgd.) W. J. MACDONALD,
Mayor.
(Sgd.) HERBERT H. SMITH,
Clerk.

SCHEDULE D
CITY OF ST. CATHARINES

BY-LAW No. 5269

A By-law to authorize an agreement with His Majesty the King in right of Canada with respect to the housing project constructed by Housing Enterprises (St. Catharines) Ltd.

WHEREAS the Corporation of the City of St. Catharines entered into an agreement dated the 10th day of June, 1947, with Housing Enterprises (St. Catharines) Ltd. providing for the construction of a housing project in the Macdonald Gardens Subdivision;

AND WHEREAS by By-law No. 5256 the Council of the Corporation of the City of St. Catharines authorized an agreement providing for the assignment by Housing Enterprises (St. Catharines) Ltd. of all its rights and liabilities under the said agreement dated the 10th day of June, 1947, to His Majesty the King in right of Canada represented by Central Mortgage and Housing Corporation;

AND WHEREAS it is desirable to enter into a further agreement with His Majesty the King in right of Canada represented by Central Mortgage and Housing Corporation providing for payments in lieu of taxes and other matters in connection with the operation of the said housing project in Macdonald Gardens Subdivision;

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF ST. CATHARINES enacts as follows:

1. That an agreement dated the 22nd day of March, 1948, between the Corporation of the City of St. Catharines and His Majesty the King in right of Canada represented by Central Mortgage and Housing Corporation, a draft of which is hereunto annexed, be and the same is hereby authorized.

2. That the Mayor and Clerk be and each of them is hereby authorized to execute the said agreement and the Clerk is hereby authorized to affix the corporate seal thereto and to deliver the same.

PASSED this 17th day of May, 1948.

(Sgd.) W. J. MacDONALD,
Mayor.
(Sgd.) HERBERT H. SMITH,
Clerk.

SCHEDULE E

AGREEMENT made in duplicate this 22nd day of March, 1948.

BETWEEN:

THE CORPORATION OF THE CITY OF ST. CATHARINES in the Province of Ontario, hereinafter called "the Municipality",

OF THE FIRST PART,

—and—

HIS MAJESTY THE KING IN RIGHT OF CANADA represented by CENTRAL MORTGAGE AND HOUSING CORPORATION, hereinafter called "the Corporation",

OF THE SECOND PART.

WHEREAS Housing Enterprises (St. Catharines) Ltd. under the provisions of *The National Housing Act* (Canada) agreed to construct a rental housing project upon certain lands within the City of St. Catharines more particularly described in Schedule "A" hereto annexed;

AND WHEREAS the said housing project has been completed and Housing Enterprises (St. Catharines) Ltd. has conveyed or is about to convey the said lands to the Corporation;

AND WHEREAS the Corporation agrees with the Municipality to operate the said project as a rental housing project upon the terms and conditions of this Agreement;

NOW, THEREFORE, THIS AGREEMENT WITNESSETH that the parties hereto mutually covenant and agree each with the other as follows:

1. The Corporation shall during the term of five years next ensuing from the effective date of this Agreement lease the houses and lands appurtenant thereto at rents to be determined by the Corporation to service-men returned from general service in World War II or to the dependents of such service-men, or of a service-man killed in active service in such war, provided that whenever and so often as any of the houses is or becomes vacant and there is no application of any such service-man or dependent thereof acceptable to and filed with the Corporation, then the Corporation shall have the right to lease the same to whomsoever it shall in its uncontrolled discretion determine.

2. The Corporation at its own cost and expense shall during the period referred to in Clause 1 hereof, undertake and carry out the management and control of the houses and appurtenances thereto belonging, and shall at all times during such period well and sufficiently repair, maintain and keep the same in good and substantial repair, reasonable wear and tear and damage by fire, lightning and tempest always excepted.

3. The Municipality covenants and agrees to furnish to the houses and to the tenants thereof all such facilities, privileges and services of the municipality as are furnished or made available to other properties or property-owners and tenants in the municipality, including, without limiting the generality of the foregoing, fire protection, police protection, schools and educational facilities.

4.—(1) The Corporation agrees to pay to the Municipality on the first day of the month of October in each of the Five years next ensuing from the effective date of this Agreement beginning on the first day of October, 1948, an amount equal to the annual taxes (but not including local improvement rates or charges upon the lands of the project in respect of the works or services constructed or to be constructed and installed by the Municipality pursuant to an Agreement dated the 10th day of June, 1947, made between the Municipality and Housing Enterprises (St. Catharines) Ltd. which would be levied in respect of the houses, garages and lands of the said project if the same were owned by a person not exempt from taxation, based upon the assessments fixed for the year

1948 as set out in Schedule "B" hereto annexed and with respect to the payments to be made in the years 1948 and 1949 based upon the mill rate fixed for the year 1948, namely, 43 mills. With respect to the payments to be made in the years 1950, 1951 and 1952, the then current mill rate will be applied. It is agreed that each garage will be assessed for the year 1948 on the basis of \$250.00 and that the portion of the payment to be made in respect of each garage for the year 1948 shall be pro rated from the date of completion thereof.

Provided always that in any event the payment to be made in any year during the term of this Agreement shall not exceed the average of \$125.00 per housing unit.

(2) The Municipality agrees that it will accept the said payments in lieu of all taxes leviable with respect to the said houses, garages and lands.

5. During the period of five years next ensuing from the 1st day of January, 1948, in consideration of the payments provided for in Clause 4 hereof, the municipality agrees not to levy or collect, or permit to be levied or collected, for the term of this Agreement, any taxes, assessments, rates or municipal or school charges of any kind or nature on or from the Corporation, the tenants or occupants of the houses while the same are owned by the Corporation, provided that nothing contained in this Clause shall be deemed to limit the right of the municipality to charge the tenants or occupants of the houses, while the same are owned by the Corporation, usual charges for the supply of water, gas or electricity, or to collect from such tenants or occupants any license or permit fees or dog tax or business tax or poll tax which the municipality has the right to collect.

6. Notwithstanding anything contained in this Agreement, the provisions herein shall only affect the houses and lands appurtenant thereto while owned by the Corporation, and the Corporation may at any time sell or convey, by agreement of sale or otherwise, any or all of the houses and lands appurtenant thereto in such manner as the Corporation may determine.

7. IT IS HEREBY UNDERSTOOD AND AGREED that the effective date of this Agreement for the purpose of determining the five-year period previously referred to herein shall be the first day of January, 1948.

IN WITNESS WHEREOF the Parties hereto have hereunto affixed their respective Corporate Seals attested by the hands of their respective officers in that behalf duly authorized.

THE CORPORATION OF THE CITY OF
ST. CATHARINES.

(Sgd.) W. J. MACDONALD,
Mayor

(Seal)

(Sgd.) HERBERT H. SMITH,
Municipal Clerk.

HIS MAJESTY THE KING IN RIGHT
OF CANADA represented by CEN-
TRAL MORTGAGE AND HOUSING
CORPORATION.

(Sgd.) HECTOR SAINT PIERRE,
For President.

(Seal)

(Sgd.) J. D. RITCHIE,
For Secretary.

Schedule A

This is Schedule A referred to in the annexed Agreement dated the 22nd day of March, 1948, between the Corporation of the City of St. Catharines and His Majesty the King in Right of Canada represented by Central Mortgage and Housing Corporation.

The lands referred to in the annexed Agreement are described as follows:

ALL AND SINGULAR those certain parcels or tracts of land and premises, situate, lying and being in the City of St. Catharines, County of Lincoln, Province of Ontario, and being more particularly described as follows:

Firstly: All of Lots 2875 to 2891, both inclusive, and Lots 2894 to 2998, both inclusive, and the southerly 25 feet more or less from front to rear of Lot 2874, and the southerly 10 feet more or less from front to rear of Lot 2999; all according to the compiled plan of the said City filed in the Registry Office for the Registry Division of the County of Lincoln as Corporation Plan No. 2.

Secondly: Part of Lot 3008 according to the said Corporation Plan No. 2 described as follows:

COMMENCING at the south-west angle of said Lot 3008; thence north 63 degrees and 59 minutes east in the northerly limit of Eastchester Avenue, 291.7 feet; thence north 5 degrees and 19 minutes west, 247.0 feet; thence north 30 degrees and 20 minutes west, 28.4 feet; thence north 1 degree and 58 minutes west, 155.85 feet; thence south 88 degrees 50 minutes west, 233 feet to the easterly limit of Lot 2999 according to the said Plan; thence south 1 degree 48 minutes east along the westerly limit of said Lot 3008 to the place of beginning.

Thirdly: Part of Lot 2813 according to the said Corporation Plan No. 2 described as follows:

COMMENCING at a point in the southerly limit of Westchester Avenue in the said City, the said point being distant 65 feet more or less measured on a bearing of south 86 degrees 03 minutes east from a point in the production southerly of the easterly limit of Princess Street according to the said Corporation Plan No. 2, the said last mentioned point being distant 30.4 feet southerly from the northerly limit of Westchester Avenue; thence south 86 degrees 03 minutes east a distance of 186 feet more or less to the production southerly of the easterly limit of Toronto Street according to the said Corporation Plan No. 2; thence north 1 degree 48 minutes west along the said last mentioned production 100 feet more or less to the southerly limit of Westchester Avenue aforesaid; thence south 63 degrees 59 minutes west along the said southerly limit of Westchester Avenue to the place of beginning.

Fourthly: Part of Westchester Avenue in the City of St. Catharines, described as follows:

COMMENCING at the intersection of the easterly limit of Princess Street with the northerly limit of Westchester Avenue; thence south 1 degree and 34 minutes east in the southerly production of the easterly limit of Princess Street, 30.4 feet to a point in the westerly production of the northerly limit of Westchester Crescent; thence south 86 degrees and 03 minutes east in the said last mentioned limit to the southerly limit of Westchester Avenue; thence north 63 degrees and 59 minutes east in the said last mentioned limit to a point in the southerly production of the westerly limit of Toronto Street; thence north 1 degree and 34 minutes west in the said last mentioned limit, 66.1 feet to the northerly limit of Westchester Avenue; thence south 63 degrees and 59 minutes west in the said last mentioned limit, 218.65 feet more or less to the place of beginning.

Fifthly: That part of Toronto Street according to the said Corporation Plan No. 2 lying between a straight line drawn from the north-west angle of Lot 2993 according to the said plan to the north-east angle of Lot 2964 according to the said plan and the production easterly of the northerly limit of Argyle Crescent as shown on the said plan.

Sixthly: That part of Princess Street according to the said Corporation Plan No. 2 lying between a straight line drawn from the north-west angle of Lot 2954 according to the said plan to the north-east angle of Lot 2919 according to the said plan and the southerly limit of Argyle Crescent as shown on the said plan.

Seventhly: The southerly half of Argyle Crescent as shown on the said Corporation Plan No. 2 lying between the easterly limit of Inverness Street and the westerly limit of Toronto Street as shown on the said plan.

Schedule B

This is Schedule B referred to in the annexed Agreement dated the 22nd day of March, 1948, between the Corporation of the City of St. Catharines and His Majesty the King in right of Canada represented by Central Mortgage and Housing Corporation.

102 HOUSING ENTERPRISES HOUSES						
Roll No.	Address	Land	Building	Total Assessment	Garage	No. of Bed-rooms
3-2011	5 Argyle Cresc. Lot No. 1	\$450.00	\$1,770.00	\$2,220.00		2
3-2139	6 Argyle Cresc. Lot No. 13	450.00	1,680.00	2,130.00		2
3-2010	7 Argyle Cresc. Lot No. 2	450.00	1,700.00	2,150.00		2
3-2138	8 Argyle Cresc. Lot No. 14	450.00	1,740.00	2,190 00		2
3-2008	9 Argyle Cresc. Lot No. 3	450.00	1,770.00	2,220.00		2
3-2137	10 Argyle Cresc. Lot No. 15	450.00	1,680.00	2,130.00		2
3-2007	11 Argyle Cresc. Lot No. 4	450.00	1,700.00	2,150.00 & 250.00		2
3-2135	12 Argyle Cresc. Lot No. 16	450.00	2,040.00	2,490.00 & 250.00		3
3-2005	13 Argyle Cresc. Lot No. 5	450.00	2,040.00	2,490.00		3
3-2134	14 Argyle Cresc. Lot No. 17	450.00	2,100.00	2,550.00		3
3-2004	15 Argyle Cresc. Lot No. 6	450.00	2,160.00	2,610.00		3
3-2132	16 Argyle Cresc. Lot No. 18	450.00	1,740.00	2,190.00		2
3-2002	17 Argyle Cresc. Lot No. 7	450.00	2,250.00	2,700.00		3
3-2131	18 Argyle Cresc. Lot No. 19	450.00	1,680.00	2,130.00		2
3-2001	19 Argyle Cresc. Lot No. 8	450.00	2,100.00	2,550.00		3
3-2128	20 Argyle Cresc. Lot No. 20	450.00	2,790.00	3,240.00		4
3-1999	21 Argyle Cresc. Lot No. 9	450.00	1,770.00	2,220.00		2
3-4062-1	22 Argyle Cresc. Lot No. 21	425.00	2,240.00	2,665.00		3
3-1998	23 Argyle Cresc. Lot No. 10	450.00	1,700.00	2,150.00		2
3-4062-2	24 Argyle Cresc. Lot No. 21	425.00	2,240.00	2,665.00		3
3-1996	25 Argyle Cresc. Lot No. 11	450.00	1,770.00	2,220.00		2
3-4063	26 Argyle Cresc. Lot No. 22	700.00	2,895.00	3,595.00		4
3-1995	27 Argyle Cresc. Lot No. 12	450.00	1,700.00	2,150.00		2
3-4065	28 Argyle Cresc. Lot No. 41	500.00	2,040.00	2,540.00		3

102 HOUSING ENTERPRISES HOUSES

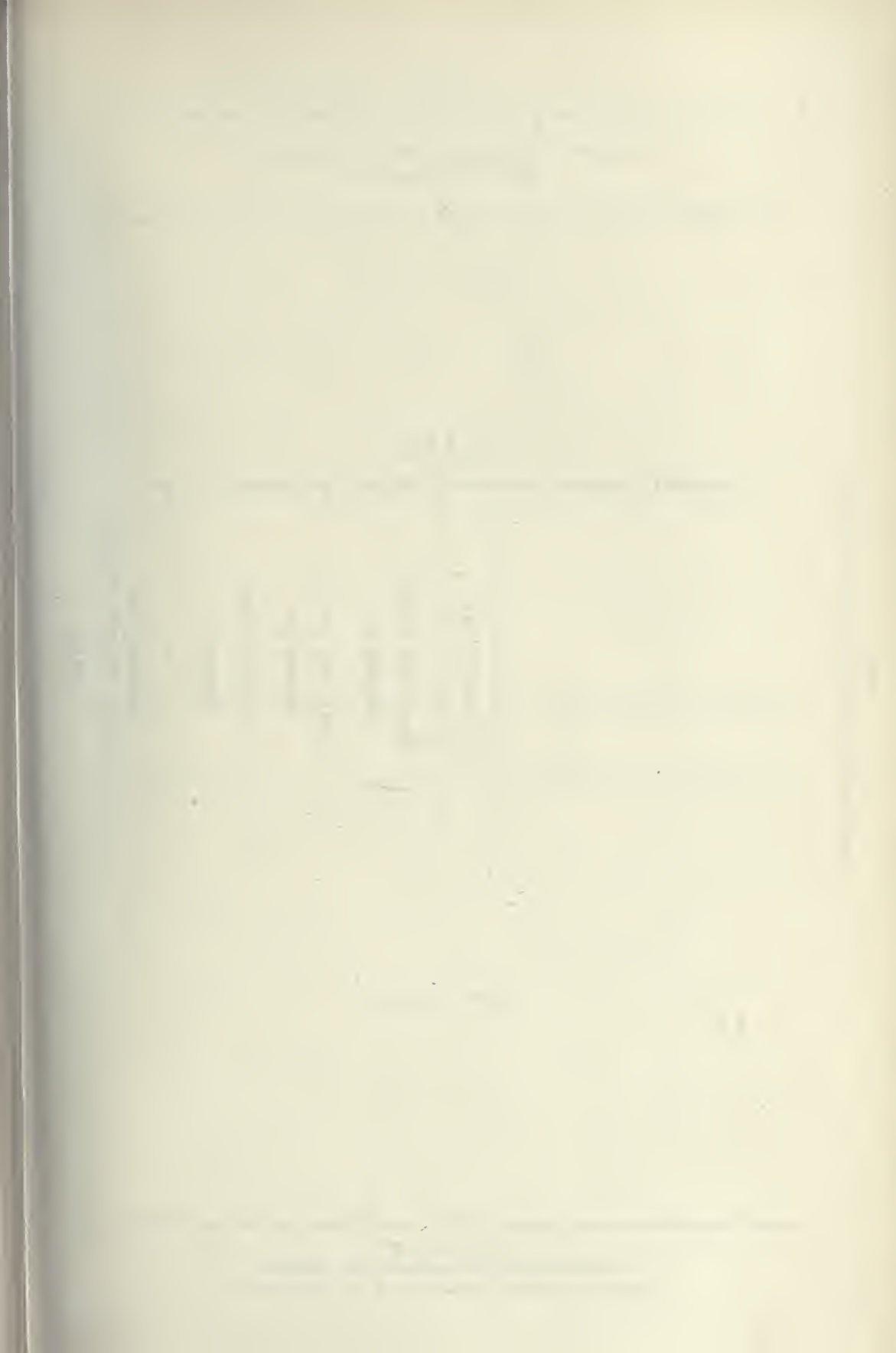
Roll No.	Address	Land	Building	Total Assessment	No. of Bed-rooms
3-4066	30 Argyle Cresc. Lot No. 42	500.00	2,895.00	3,395.00	4
3-4080	31 Argyle Cresc. Lot No. 74	450.00	1,740.00	2,190.00	2
3-4067	32 Argyle Cresc. Lot No. 43	500.00	2,790.00	3,290.00 & 250.00	4
3-4081	33 Argyle Cresc. Lot No. 75	410.00	2,100.00	2,510.00 & 250.00	3
3-4068	34 Argyle Cresc. Lot No. 44	500.00	2,100.00	2,600.00	3
3-4082	35 Argyle Cresc. Lot No. 76	410.00	2,040.00	2,450.00	3
3-4070	36 Argyle Cresc. Lot No. 62	500.00	2,040.00	2,540.00	3
4-4083	37 Argyle Cresc. Lot No. 77	430.00	2,100.00	2,530.00	3
3-4071	38 Argyle Cresc. Lot No. 63	500.00	2,895.00	3,395.00 & 250.00	4
3-4084	39 Argyle Cresc. Lot No. 78	430.00	1,740.00	2,170.00	2
3-4072	40 Argyle Cresc. Lot No. 64	500.00	2,790.00	3,290.00 & 250.00	4
3-4084C	41 Argyle Cresc. Lot No. 79	450.00	1,740.00	2,190.00	2
3-4073	42 Argyle Cresc. Lot No. 65	500.00	2,100.00	2,600.00 & 250.00	3
3-4084D	43 Argyle Cresc. Lot No. 80	450.00	2,100.00	2,550.00	3
3-4084E	45 Argyle Cresc. Lot No. 81	450.00	2,040.00	2,490.00	3
3-4084F	47 Argyle Cresc. Lot No. 82	450.00	2,100.00	2,550.00	3
3-4084G	49 Argyle Cresc. Lot No. 83	450.00	1,740.00	2,190.00	2
3-4085	51 Argyle Cresc. Lot No. 84	450.00	1,740.00	2,190.00	2
3-4085B	53 Argyle Cresc. Lot No. 85	450.00	2,100.00	2,550.00 & 250.00	3
3-4085C	55 Argyle Cresc. Lot No. 86	450.00	2,040.00	2,490.00	3
3-4085D	57 Argyle Cresc. Lot No. 87	450.00	2,100.00	2,550.00	3
3-4085E	59 Argyle Cresc. Lot No. 88	450.00	2,100.00	2,550.00	3
3-4085F	61 Argyle Cresc. Lot No. 89	450.00	1,740.00	2,190.00 & 250.00	2
3-4085G	63 Argyle Cresc. Lot No. 90	450.00	1,740.00	2,190.00	2
3-2517	1 Blain Place Lot No. 55	450.00	2,100.00	2,550.00 & 250.00	3
3-2516	3 Blain Place Lot No. 52	400.00	2,040.00	2,440.00 & 250.00	3
3-2515	5 Blain Place Lot No. 51	450.00	1,700.00	2,150.00	2
3-2514	7 Blain Place Lot No. 50	450.00	2,040.00	2,490.00	3
3-2644	8 Blain Place Lot No. 57	450.00	2,040.00	2,490.00	3
3-2513	9 Blain Place Lot No. 49	450.00	2,160.00	2,610.00	3
3-2643	10 Blain Place Lot No. 58	450.00	2,040.00	2,490.00 & 250.00	3
3-2511	11 Blain Place Lot No. 48	450.00	2,250.00	2,700.00	3
3-2641	12 Blain Place Lot No. 59	450.00	1,680.00	2,130.00	2

102 HOUSING ENTERPRISES HOUSES

Roll No.	Address	Land	Building	Total Assessment	No. of Bed-rooms
3-2510	13 Blain Place Lot No. 47	450.00	2,100.00	2,550.00	3
3-2640	14 Blain Place Lot No. 60	450.00	1,740.00	2,190.00	2
3-2508	15 Blain Place Lot No. 46	450.00	1,700.00	2,150.00	2
3-2638	16 Blain Place Lot No. 61	450.00	2,100.00	2,550.00	3
3-2507	17 Blain Place Lot No. 45	450.00	2,100.00	2,550.00	3
3-2970	8 Collier St. Lot No. 97	450.00	2,040.00	2,490.00 & 250.00	3
3-2969	10 Collier St. Lot No. 96	450.00	1,740.00	2,190.00	2
3-2655	11 Collier St. Lot No. 69	450.00	2,100.00	2,550.00 & 250.00	3
3-2968	12 Collier St. Lot No. 95	450.00	1,680.00	2,130.00 & 250.00	2
3-2654	13 Collier St. Lot No. 68	450.00	1,770.00	2,220.00	2
3-2967	14 Collier St. Lot No. 94	450.00	2,250.00	2,700.00	3
3-2653	15 Collier St. Lot No. 67	450.00	1,770.00	2,220.00	2
3-2966	16 Collier St. Lot No. 93	450.00	2,160.00	2,610.00	3
3-2652	17 Collier St. Lot No. 66	450.00	2,100.00	2,550.00	3
3-2965	18 Collier St. Lot No. 92	450.00	1,680.00	2,130.00 & 250.00	2
3-2964	20 Collier St. Lot No. 91	430.00	2,040.00	2,470.00 & 250.00	3
3-2390	2 Princess St. Lot No. 33	450.00	1,680.00	2,130.00	2
3-2264	3 Princess St. Lot No. 29	450.00	1,770.00	2,220.00	2
3-2389	4 Princess St. Lot No. 34	450.00	1,740.00	2,190.00	2
3-2263	5 Princess St. Lot No. 28	450.00	2,040.00	2,490.00	3
3-2387	6 Princess St. Lot No. 35	450.00	2,100.00	2,550.00	3
3-2261	7 Princess St. Lot No. 27	450.00	2,160.00	2,610.00 & 250.00	3
3-2386	8 Princess St. Lot No. 36	450.00	2,250.00	2,700.00 & 250.00	3
3-2260	9 Princess St. Lot No. 26	450.00	2,250.00	2,700.00	3
3-2384	10 Princess St. Lot No. 37	450.00	2,160.00	2,610.00	3
3-2258	11 Princess St. Lot No. 25	450.00	2,100.00	2,550.00	3
3-2383	12 Princess St. Lot No. 38	450.00	2,040.00	2,490.00	3
3-2257	13 Princess St. Lot No. 24	450.00	1,770.00	2,220.00	2
3-2381	14 Princess St. Lot No. 39	450.00	1,680.00	2,130.00 & 250.00	2
3-2254	15 Princess St. Lot No. 23	450.00	1,700.00	2,150.00	2
3-2380	16 Princess St. Lot No. 40	450.00	1,740.00	2,190.00 & 250.00	2
3-3995	57 Westchester Ave. Lot No. 32	600.00	2,790.00	3,390.00 & 250.00	4

102 HOUSING ENTERPRISES HOUSES

Roll No.	Address	Land	Building	Total Assessment	No. of Bed-rooms
3-3996-1	59 Westchester Ave. Lot No. 31	425.00	2,225.00	2,650.00	3
3-3996-2	61 Westchester Ave. Lot No. 31	425.00	2,225.00	2,650.00	3
3-3997	63 Westchester Ave. Lot No. 30	600.00	2,940.00	3,540.00 & 250.00	4
	65 } 67 } See Westchester Cresc. 69 } 71 }				
3-4009	73 Westchester Ave. Lot No. 73	550.00	2,790.00	3,340.00 & 250.00	4
3-4010-1	75 Westchester Ave. Lot No. 72	350.00	2,225.00	2,575.00 & 250.00	3
3-4010-2	77 Westchester Ave. Lot No. 72	350.00	2,225.00	2,575.00	3
3-4011-1	79 Westchester Ave. Lot No. 71	350.00	2,225.00	2,575.00 & 250.00	3
3-4011-2	81 Westchester Ave. Lot No. 71	350.00	2,225.00	2,575.00	3
3-4012	83 Westchester Ave. Lot No. 70	500.00	2,940.00	3,440.00	4
3-4041	65 Westchester Cresc. Lot No. 56	550.00	2,790.00	3,340.00 & 250.00	4
3-4042-1	67 Westchester Cresc. Lot No. 55	400.00	2,225.00	2,625.00	3
3-4042-2	69 Westchester Cresc. Lot No. 55	400.00	2,225.00	2,625.00 & 250.00	3
3-4043	71 Westchester Cresc. Lot No. 54	545.00	2,940.00	3,485.00	4
3-4084B	Path—Argyle Cresc.	145.00	145.00	
3-4084H	Path—Argyle Cresc.	200.00	200.00	



BILL

An Act respecting the City of
St. Catharines.

1st Reading

March 10th, 1949

2nd Reading

March 24th, 1949

3rd Reading

March 28th, 1949

MR. MARTIN

No. 34

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting Canada Comforter Company Limited.

MR. REA

(PRIVATE BILL)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 34

1949

BILL

An Act respecting Canada Comforter Company Limited.

WHEREAS Fred Brown, Bert Kligerman and Selma Kligerman by their petition have represented that they were formerly President, Secretary and Director respectively of Canada Comforter Company Limited, and that the Company was incorporated under *The Companies Act* by letters patent dated the 11th day of July, 1940; and that an Order in Council was made by the Lieutenant-Governor in Council on the 18th day of November, 1948, cancelling the letters patent of the Company as of the 2nd day of December, 1948, for default in filing annual returns; and that the cancellation of the letters patent has created undue hardship on the shareholders and creditors; and whereas the petitioners have prayed for special legislation in respect of the said matters; and where it is expedient to grant the prayer of the said petition;

Preamble.
Rev. Stat.,
c. 251.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding the said Order in Council dated the 18th day of November, 1948, the Company is hereby revived and the charter of Canada Comforter Company Limited restored as of the 2nd day of December, 1948, and any real or personal property of the Company which had not then been disposed of shall be relieved *nunc pro tunc* from forfeiture to the Crown.

Company
revived
and charter
restored.

2. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

3. This Act may be cited as *The Canada Comforter Company Limited Act, 1949*.

Short title.

BILL

An Act respecting Canada Comforter
Company Limited.

1st Reading

2nd Reading

3rd Reading

MR. REA

(Private Bill)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting Canada Comforter Company Limited.

MR. REA

No. 34

1949

BILL

An Act respecting Canada Comforter Company Limited.

WHEREAS Fred Brown, Bert Kligerman and Selma Kligerman by their petition have represented that they were formerly President, Secretary and Director respectively of Canada Comforter Company Limited, and that the Company was incorporated under *The Companies Act* by letters patent dated the 11th day of July, 1940; and that an Order in Council was made by the Lieutenant-Governor in Council on the 18th day of November, 1948, cancelling the letters patent of the Company as of the 2nd day of December, 1948, for default in filing annual returns; and that the cancellation of the letters patent has created undue hardship on the shareholders and creditors; and whereas the petitioners have prayed for special legislation in respect of the said matters; and where it is expedient to grant the prayer of the said petition;

Preamble.

Rev. Stat.,
c. 251.

Therefore, His Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding the said Order in Council dated the 18th day of November, 1948, the Company is hereby revived and the charter of Canada Comforter Company Limited restored as of the 2nd day of December, 1948, and any real or personal property of the Company which had not then been disposed of shall be relieved *nunc pro tunc* from forfeiture to the Crown.

Company
revived
and charter
restored.

2. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

3. This Act may be cited as *The Canada Comforter Company Limited Act, 1949*.

Short title.

BILL

An Act respecting Canada Comforter
Company Limited.

1st Reading

March 2nd, 1949

2nd Reading

March 18th, 1949

3rd Reading

March 25th, 1949

MR. REA

No. 35

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Liquor Licence Act, 1946.

MR. MACLEOD

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 35

1949

BILL

An Act to amend The Liquor Licence Act, 1946.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 39 of *The Liquor Licence Act*, ^{1946, c. 47, s. 39,} 1946 is amended by inserting after the word "situated" in ^{subs. 1,} the third line the words "or the council of a municipality in ^{amended.} such district", so that the subsection shall read as follows:

- (1) Any person resident in a licensing district where the ^{Objections.} premises concerning which the application is made are situated, or the council of a municipality in such district, may object to the application and the grounds of objection in writing shall be filed with the deputy registrar at least ten days before the meeting at which the application is to be heard.

BILL

An Act to amend The Liquor Licence
Act, 1946.

1st Reading

March 10th, 1949

2nd Reading

3rd Reading

MR. MACLEOD

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Workmen's Compensation Act.

MR. ISLEY

EXPLANATORY NOTES

SECTION 1. Provides that any workman who is exposed to silica dust must be given an annual X-ray examination, and where any degree of lung injury is discovered, the examination thereafter must be every two months.

SECTION 2. Gives added protection to victims of silicosis by providing for compensation where other disabling conditions develop.

BILL

An Act to amend The Workmen's Compensation Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 50 of *The Workmen's Compensation Act* is Rev. Stat.,
amended by adding thereto the following subsection: c. 204, s. 50,
amended.

- (13) Every workman who in the course of his employ-^{X-ray}
ment is exposed to the danger of inhalation of silica ^{examination}
dust shall be given an X-ray examination of his ^{for silicosis.}
lungs at least once in each year of such employment,
and where such examination reveals any degree of
injury to a lung he shall be given such examination
at least once in every two months thereafter, and the
provisions of this section with respect to medical
aid shall apply *mutatis mutandis*.

2. Section 115 of *The Workmen's Compensation Act* is Rev. Stat.,
amended by adding thereto the following subsection: c. 204, s. 115,
amended.

- (9) Notwithstanding anything in this Act, where any ^{When}
workman has been exposed to the danger of inhalation ^{disability}
of silica dust and is found to have contracted any ^{deemed due}
condition which could be attributed to silicosis and ^{to silicosis.}
suffers any disability therefrom, such disability for
purposes of compensation shall be deemed to be due
to silicosis, and any chronic lung disease contracted
by such workman at any time thereafter shall be
deemed to be an industrial disease arising out of
and in the course of his employment at the time
such condition was contracted.

3. This Act may be cited as *The Workmen's Compensation Amendment Act, 1949*.

BILL

An Act to amend The Workmen's
Compensation Act.

1st Reading

March 10th, 1949

2nd Reading

3rd Reading

MR. ISLEY

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Community Centres Act, 1949.

MR. KENNEDY

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

This Bill is a revision and consolidation of *The Community Halls Act*. The following are the changes in principle contained in the Bill:

1. Grants may now be made in respect of skating arenas in addition to community halls and athletic fields. (section 1)
2. Municipal grants may now be made to any municipality. Heretofore grants could only be made to townships and villages and in certain cases to towns. (section 2)
3. The authority to petition for a community centre for a school section is enlarged to include parts of school sections as well. The petition must in each case be signed by more than half the ratepayers of each school section or part included in the area for which the community centre is requested. (section 5 (1))
4. The provision authorizing grants to school boards to provide an athletic field or a community hall are enlarged so that public and separate school boards and boards of education shall be eligible for grants, and it is no longer necessary that the school board provide both a community hall and an athletic field. (section 8)
5. The time within which a community centre may not be sold or disposed of without the approval of the Minister is extended from ten to twenty years. (section 9)

BILL

The Community Centres Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "community centre" means community hall, athletic field or skating arena; "community centre";
- (b) "Minister" means Minister of Agriculture; "Minister";
- (c) "regulations" means regulations made under this Act. "regulations".
R.S.O. 1937, c. 284, s. 1, *amended*.

2.—(1) The Minister may grant aid to any municipality to assist in the establishment of a community centre, but no grant shall exceed \$5,000 nor twenty-five per centum of the cost of a building or that part of a building designed for a community hall or skating arena or of the cost of an athletic field. Grants to municipalities for community centres.

(2) Grants may be made to assist in the establishment by any municipality of more than one community centre. *Idem*. R.S.O. 1937, c. 284, s. 2 (1); 1948, c. 12, s. 1, *amended*.

(3) Notwithstanding subsection 1, where a building is designed to include both a community hall and a skating arena, the Minister may make a grant not exceeding \$10,000 nor twenty-five per centum of the total cost of the building or that part of the building designed for the community hall and skating arena. *New*. Combined community hall and skating arena.

(4) The grants shall be payable out of such moneys as may be appropriated therefor by the Legislature. R.S.O. 1937, c. 284, s. 2 (3), *amended*. Provision for moneys required.

3. All the property acquired for the purposes of this Act shall, except as hereinafter provided, be vested in the municipality. R.S.O. 1937, c. 284, s. 3, *amended*. Property vested in corporation.

By-laws for
establish-
ment of
community
centres.

4.—(1) The council of any municipality may by by-law provide for the establishment of one or more community centres in accordance with this Act, and may acquire by purchase or otherwise real and personal property for that purpose, and may enter into an agreement with the council of any adjoining municipality for the joint use of a community centre by the inhabitants of the municipalities upon such terms as to contribution to the cost of the community centre and as to the maintenance thereof as may be agreed upon, but notwithstanding any such agreement, the aid granted under this Act shall not exceed the amount mentioned in section 2.

By-law for
acquiring
land in
another
municipi-
pality.

(2) The by-law may provide for acquiring land and establishing a community centre in an adjacent or contiguous municipality, but real property so acquired or held in an adjacent or contiguous municipality shall not be exempt from taxation by the municipality in which it is situate unless the council of such last-mentioned municipality by by-law declares that it shall be so exempt.

Exempting
such lands
from
taxation.

(3) The council of a municipality in which a community centre is established by the council of another municipality may grant such total or partial exemption from taxation as the council may deem proper and may enter into an agreement with the municipality establishing the community centre for granting such exemption.

Debentures.
Rev. Stat.,
c. 266.

(4) A municipality may issue debentures for the purposes of subsection 1 in the manner provided by *The Municipal Act*. R.S.O. 1937, c. 284, s. 4, *amended*.

Community
centre for
school
sections.

5.—(1) Upon a petition being presented to the council of a township, signed by more than one-half the number of ratepayers in any school section or by more than one-half the number of ratepayers in each of two or more school sections or parts thereof in the township and praying that the council pass a by-law for the establishment of a community centre for such school section or sections or parts, the council may pass a by-law for the establishment of such community centre in any school section or in any village adjacent or contiguous thereto.

Issue of
debentures.

Rev. Stat.,
c. 266.

(2) The moneys required for the establishment of a community centre under this section, may be raised by the issue of debentures of the township in the manner provided by *The Municipal Act*, but it shall not be necessary to procure the assent of the ratepayers for the passing of any by-law for the issue of such debentures, and all moneys required to provide for sinking fund and interest on the debentures issued under this section or for any other purpose in connection with

the establishment of a community centre for a school section shall be raised by special rate upon all property subject to municipal taxation in the school section or school sections or parts, and in this section "ratepayers" means persons assessed and liable to taxation for general municipal purposes. R.S.O. 1937, c. 284, s. 6 (1, 2), *amended*.

(3) Notwithstanding subsection 2, where there are profits from the operations of a community centre, the board of management may apply the profits or part of the profits to the sinking fund and interest on any debentures issued under this section. *New.*

Use of profits to pay off debentures.

(4) Where debentures are issued under this section, such debentures shall constitute a debt of the corporation of the township to the holder of the debentures and the property liable to assessment and taxation in the school section or school sections or parts shall be liable to the township as a whole for any amounts paid by the township on account of the debentures or interest thereon.

Debentures to be a debt of township.

(5) Where a township council has passed a by-law for establishing a community centre for a school section, the township council by by-law, upon request of the board of school trustees, may vest the property in the board which shall thereupon have power to hold the property and shall perform the functions of the board of management as set forth in section 6.

Property may be vested in board of school trustees.

(6) In the case of a union school section composed of parts of two adjacent counties, the council of the municipality that passes the by-law for the establishment of a community centre shall have all the powers and perform all the duties that may be exercised or are to be performed under this Act in the same manner as if the whole of the school section were within the said municipality and the lands in the union school section shall, for the purposes of this Act, be deemed to lie wholly within and to be under the exclusive jurisdiction of the council passing the by-law.

In union school section.

(7) The clerk of the said council shall forthwith after the passing of the by-law imposing the special rates to pay the cost of the establishment of a community centre deliver or transmit by registered post to the clerk of the municipality in which is situate any land upon which a special rate has been imposed, a certified copy of the by-law.

Transmission of copy of by-law to other municipalities.

(8) The rates required by the by-law to be levied and collected in any year upon land in any municipality other than that by the council of which the by-law is passed shall be collected by the council of such municipality in like manner as if such rates had been imposed by that council.

Collection of rates in union section.

Payment of
share by
other
municipalities.

(9) The municipality other than that by the council of which the by-law is passed shall pay to the last-mentioned municipality the sums that are to be levied and collected in that year under subsection 8, and such payments shall be made on demand therefor at any time after the 14th day of December in that year, and shall be made whether or not such rates have been collected from the persons liable to pay them.

Lands to
remain
liable.

(10) Such payments shall not relieve any lands specially assessed from the special rate thereon, and such lands shall remain liable for the special rate until it is paid. R.S.O. 1937, c. 284, s. 6 (3-9), *amended*.

Township
school areas.
Rev. Stat.,
c. 357.

(11) Where a township school area has been established under *The Public Schools Act* this section shall apply *mutatis mutandis* to the area or any part thereof. 1948, c. 12, s. 2.

Appoint-
ment of
board.

6.—(1) Every community centre established by a municipality under this Act shall be under the management and control of a board appointed by the council of the municipality, composed as follows,—

(a) two members of the council; and

(b) five members selected by the council from among the officers of the local organizations for the use of which the community centre is established, and in selecting such representatives the council shall have regard to the contribution by each organization to the erection and maintenance of the community centre. R.S.O. 1937, c. 284, s. 7 (1), *amended*.

Joint
board.

(2) The council may appoint one board in the manner provided in subsection 1 to manage and control any or all community centres established by the municipality. *New*.

Vacancies
on board.

(3) The council may fill any vacancy arising on the board from among the class of representatives in which the vacancy occurs.

Term of
office.

(4) The representatives of the council shall be appointed annually, and shall hold office until their successors are appointed, and every other member of the board shall hold office for two years from the date of his appointment and until his successor is appointed. R.S.O. 1937, c. 284, s. 7 (2, 3), *amended*.

Board may
make rules
and fix
charges.

(5) The board of a community centre may make such rules as it deems necessary relating to the management and control thereof and may fix such charges for the use of the community centre as it deems advisable. 1948, c. 12, s. 3, *amended*.

7. Any municipality entering into an agreement for the joint use of a community centre, and any of the societies or other bodies by which a community centre may be used under the regulations, may make grants out of any moneys in their hands in aid of the erection and maintenance of a community centre established under this Act. R.S.O. 1937, c. 284, s. 8, *amended*. Grants in aid from other bodies.

8. The Minister may make grants to a public, separate, continuation or high school board, or board of education, to provide for an athletic field of satisfactory area or a community hall, on the same terms as herein set forth, except that such fields and community halls shall be managed and conducted by the school board or board of education under the regulations of the Department of Education, and such property shall be vested in the school board or board of education, provided always that the community halls and athletic fields shall be available for the purposes permitted by the regulations. R.S.O. 1937, c. 284, s. 9, *amended*. Grants to school boards.

9. Where aid has been granted under this Act to assist in building a community centre out of moneys appropriated therefor by the Legislature, such community centre shall not be sold or disposed of within twenty years from the time the aid was last granted without the approval of the Minister. R.S.O. 1937, c. 284, s. 12, *amended*. Disposal of community centre.

10. The Lieutenant-Governor in Council may make regulations,— Regulations.

- (a) prescribing the terms and conditions upon which aid may be granted under this Act;
- (b) prescribing the uses to which a community centre may be put, and the accommodation which may be provided therein;
- (c) prescribing the powers and duties of boards of management, and providing for the appointment of officers of such boards;
- (d) respecting any other matter necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1937, c. 284, s. 10, *amended*.

11. *The Community Halls Act* and *The Community Halls Amendment Act, 1948* are repealed. Rev. Stat., c. 284; 1948, c. 12, repealed.

12. This Act shall be deemed to have come into force on the 1st day of May, 1948. Commencement of Act.

13. This Act may be cited as *The Community Centres Act*, 1949. Short title.

BILL

The Community Centres Act, 1949

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. KENNEDY

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Community Centres Act, 1949.

MR. KENNEDY

(Reprinted as amended in Committee of the Whole House.)

EXPLANATORY NOTES

This Bill is a revision and consolidation of *The Community Halls Act*. The following are the changes in principle contained in the Bill:

1. Grants may now be made in respect of skating arenas and outdoor skating rinks in addition to community halls and athletic fields. (section 1)
2. Municipal grants may now be made to any municipality. Heretofore grants could only be made to townships and villages and in certain cases to towns. (section 2)
3. The authority to petition for a community centre for a school section is enlarged to include parts of school sections as well. The petition must in each case be signed by more than half the ratepayers of each school section or part included in the area for which the community centre is requested. (section 5 (1))
4. The provisions authorizing grants to school boards are enlarged so that public and separate school boards and boards of education shall be eligible for grants, and grants may be made in respect of outdoor skating rinks to such boards. The former provision for grants to school boards for community halls is omitted.
5. The time within which a community centre may not be sold or disposed of without the approval of the Minister is extended from ten to twenty years. (section 9)

No. 37

1949

BILL

The Community Centres Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpretation,—

- (a) "community centre" means community hall, athletic field, skating arena or outdoor skating rink; "community centre";
- (b) "Minister" means Minister of Agriculture; "Minister";
- (c) "regulations" means regulations made under this Act. "regulations".
R.S.O. 1937, c. 284, s. 1, *amended*.

2.—(1) The Minister may grant aid to any municipality to assist in the establishment of a community centre, but no grant shall exceed \$5,000 nor twenty-five per centum of the cost of a building or that part of a building designed for a community hall or skating arena or of the cost of an athletic field or outdoor skating rink. Grants to municipalities for community centres.

(2) Grants may be made to assist in the establishment by any municipality of more than one community centre. *Idem*.
R.S.O. 1937, c. 284, s. 2 (1); 1948, c. 12, s. 1, *amended*.

(3) Notwithstanding subsection 1, where a building is designed to include both a community hall and a skating arena, the Minister may make a grant not exceeding \$10,000 nor twenty-five per centum of the total cost of the building or that part of the building designed for the community hall and skating arena. *New*. Combined community hall and skating arena.

(4) The grants shall be payable out of such moneys as may be appropriated therefor by the Legislature. *Provision for moneys required*.
R.S.O. 1937, c. 284, s. 2 (3), *amended*.

3. All the property acquired for the purposes of this Act shall, except as hereinafter provided, be vested in the municipality. *Property vested in corporation*.
R.S.O. 1937, c. 284, s. 3, *amended*.

By-laws for establishment of community centres.

4.—(1) The council of any municipality may by by-law provide for the establishment of one or more community centres in accordance with this Act, and may acquire by purchase or otherwise real and personal property for that purpose, and may enter into an agreement with the council of any adjoining municipality for the joint use of a community centre by the inhabitants of the municipalities upon such terms as to contribution to the cost of the community centre and as to the maintenance thereof as may be agreed upon, but notwithstanding any such agreement, the aid granted under this Act shall not exceed the amount mentioned in section 2.

By-law for acquiring land in another municipality.

(2) The by-law may provide for acquiring land and establishing a community centre in an adjacent or contiguous municipality, but real property so acquired or held in an adjacent or contiguous municipality shall not be exempt from taxation by the municipality in which it is situate unless the council of such last-mentioned municipality by by-law declares that it shall be so exempt.

Exempting such lands from taxation.

(3) The council of a municipality in which a community centre is established by the council of another municipality may grant such total or partial exemption from taxation as the council may deem proper and may enter into an agreement with the municipality establishing the community centre for granting such exemption.

Debentures.
Rev. Stat.,
c. 266.

(4) A municipality may issue debentures for the purposes of subsection 1 in the manner provided by *The Municipal Act*. R.S.O. 1937, c. 284, s. 4, *amended*.

Community centre for school sections.

5.—(1) Upon a petition being presented to the council of a township, signed by more than one-half the number of ratepayers in any school section or by more than one-half the number of ratepayers in each of two or more school sections or parts thereof in the township and praying that the council pass a by-law for the establishment of a community centre for such school section or sections or parts, the council may pass a by-law for the establishment of such community centre in any school section or in any village adjacent or contiguous thereto.

Issue of debentures.

(2) The moneys required for the establishment of a community centre under this section, may be raised by the issue of debentures of the township in the manner provided by *The Municipal Act*, but it shall not be necessary to procure the assent of the ratepayers for the passing of any by-law for the issue of such debentures, and all moneys required to provide for principal and interest on the debentures issued under this section or for any other purpose in connection with

Rev. Stat.,
c. 266.

the establishment of a community centre for a school section shall be raised by special rate upon all property subject to municipal taxation in the school section or school sections or parts, and in this section "ratepayers" means persons assessed and liable to taxation for general municipal purposes. R.S.O. 1937, c. 284, s. 6 (1, 2), *amended*.

(3) Notwithstanding subsection 2, where there are profits from the operations of a community centre, the board of management may apply the profits or part of the profits to the principal and interest on any debentures issued under this section. *New.*

Use of profits to pay off debentures.

(4) Where debentures are issued under this section, such debentures shall constitute a debt of the corporation of the township to the holder of the debentures and the property liable to assessment and taxation in the school section or school sections or parts shall be liable to the township as a whole for any amounts paid by the township on account of the debentures or interest thereon.

Debentures to be a debt of township.

(5) Where a township council has passed a by-law for establishing a community centre for a school section, the township council by by-law, upon request of the board of school trustees, may vest the property in the board which shall thereupon have power to hold the property and shall perform the functions of the board of management as set forth in section 6.

Property may be vested in board of school trustees.

(6) In the case of a union school section composed of parts of two adjacent counties, the council of the municipality that passes the by-law for the establishment of a community centre shall have all the powers and perform all the duties that may be exercised or are to be performed under this Act in the same manner as if the whole of the school section were within the said municipality and the lands in the union school section shall, for the purposes of this Act, be deemed to lie wholly within and to be under the exclusive jurisdiction of the council passing the by-law.

In union school section.

(7) The clerk of the said council shall forthwith after the passing of the by-law imposing the special rates to pay the cost of the establishment of a community centre deliver or transmit by registered post to the clerk of the municipality in which is situate any land upon which a special rate has been imposed, a certified copy of the by-law.

Transmission of copy of by-law to other municipalities.

(8) The rates required by the by-law to be levied and collected in any year upon land in any municipality other than that by the council of which the by-law is passed shall be collected by the council of such municipality in like manner as if such rates had been imposed by that council.

Collection of rates in union section.

Payment of
share by
other
municipalities.

(9) The municipality other than that by the council of which the by-law is passed shall pay to the last-mentioned municipality the sums that are to be levied and collected in that year under subsection 8, and such payments shall be made on demand therefor at any time after the 14th day of December in that year, and shall be made whether or not such rates have been collected from the persons liable to pay them.

Lands to
remain
liable.

(10) Such payments shall not relieve any lands specially assessed from the special rate thereon, and such lands shall remain liable for the special rate until it is paid. R.S.O. 1937, c. 284, s. 6 (3-9), *amended*.

Township
school areas.
Rev. Stat.,
c. 357.

(11) Where a township school area has been established under *The Public Schools Act* this section shall apply *mutatis mutandis* to the area or any part thereof. 1948, c. 12, s. 2.

Appoint-
ment of
board.

6.—(1) Every community centre established by a municipality under this Act shall be under the management and control of a board appointed by the council of the municipality, composed as follows,—

(a) two members of the council; and

(b) five members selected by the council from among the officers of the local organizations for the use of which the community centre is established, and in selecting such representatives the council shall have regard to the contribution by each organization to the erection and maintenance of the community centre. R.S.O. 1937, c. 284, s. 7 (1), *amended*.

Joint
board.

(2) The council may appoint one board in the manner provided in subsection 1 to manage and control any or all community centres established by the municipality. *New*.

Vacancies
on board.

(3) The council may fill any vacancy arising on the board from among the class of representatives in which the vacancy occurs.

Term of
office.

(4) The representatives of the council shall be appointed annually, and shall hold office until their successors are appointed, and every other member of the board shall hold office for two years from the date of his appointment and until his successor is appointed. R.S.O. 1937, c. 284, s. 7 (2, 3), *amended*.

Board may
make rules
and fix
charges.

(5) The board of a community centre may make such rules as it deems necessary relating to the management and control thereof and may fix such charges for the use of the community centre as it deems advisable. 1948, c. 12, s. 3, *amended*.

7. Any municipality entering into an agreement for the joint use of a community centre, and any of the societies or other bodies by which a community centre may be used under the regulations, may make grants out of any moneys in their hands in aid of the erection and maintenance of a community centre established under this Act. R.S.O. 1937, c. 284, s. 8, *amended*.

Grants in aid from other bodies.

8. The Minister may make grants to a public, separate, continuation or high school board, or board of education, to provide for an athletic field or satisfactory area or an outdoor skating rink, on the same terms as herein set forth, except that such fields and rinks shall be managed and conducted by the school board or board of education under the regulations of the Department of Education, and such property shall be vested in the school board or board of education, provided always that the rinks and athletic fields shall be available for the purposes permitted by the regulations. R.S.O. 1937, c. 284, s. 9, *amended*.

Grants to school boards.

9. Where aid has been granted under this Act to assist in building a community centre out of moneys appropriated therefor by the Legislature, such community centre shall not be sold or disposed of within twenty years from the time the aid was last granted without the approval of the Minister. R.S.O. 1937, c. 284, s. 12, *amended*.

Disposal of community centre.

10. The Lieutenant-Governor in Council may make regulations,—

Regulations.

- (a) prescribing the terms and conditions upon which aid may be granted under this Act;
- (b) prescribing the uses to which a community centre may be put, and the accommodation which may be provided therein;
- (c) prescribing the powers and duties of boards of management, and providing for the appointment of officers of such boards;
- (d) respecting any other matter necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1937, c. 284, s. 10, *amended*.

11. *The Community Halls Act* and *The Community Halls Amendment Act, 1948* are repealed.

Rev. Stat., c. 284; 1948, c. 12, repealed.

12. This Act shall be deemed to have come into force on the 1st day of May, 1948.

Commencement of Act.

13. This Act may be cited as *The Community Centres Act, 1949*.

Short title.

BILL

The Community Centres Act, 1949

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

MR. KENNEDY

*(Reprinted as amended in Committee of the
Whole House.)*

No. 37

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Community Centres Act, 1949.

MR. KENNEDY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 37

1949

BILL

The Community Centres Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "community centre" means community hall, athletic field, skating arena or outdoor skating rink; "community centre";
- (b) "Minister" means Minister of Agriculture; "Minister";
- (c) "regulations" means regulations made under this Act. "regulations".
R.S.O. 1937, c. 284, s. 1, *amended*.

2.—(1) The Minister may grant aid to any municipality to assist in the establishment of a community centre, but no grant shall exceed \$5,000 nor twenty-five per centum of the cost of a building or that part of a building designed for a community hall or skating arena or of the cost of an athletic field or outdoor skating rink. Grants to municipalities for community centres.

(2) Grants may be made to assist in the establishment by any municipality of more than one community centre. Idem. R.S.O. 1937, c. 284, s. 2 (1); 1948, c. 12, s. 1, *amended*.

(3) Notwithstanding subsection 1, where a building is designed to include both a community hall and a skating arena, the Minister may make a grant not exceeding \$10,000 nor twenty-five per centum of the total cost of the building or that part of the building designed for the community hall and skating arena. Combined community hall and skating arena. *New.*

(4) The grants shall be payable out of such moneys as may be appropriated therefor by the Legislature. Provision for moneys required. R.S.O. 1937, c. 284, s. 2 (3), *amended*.

3. All the property acquired for the purposes of this Act shall, except as hereinafter provided, be vested in the municipality. Property vested in corporation. R.S.O. 1937, c. 284, s. 3, *amended*.

By-laws for establishment of community centres.

4.—(1) The council of any municipality may by by-law provide for the establishment of one or more community centres in accordance with this Act, and may acquire by purchase or otherwise real and personal property for that purpose, and may enter into an agreement with the council of any adjoining municipality for the joint use of a community centre by the inhabitants of the municipalities upon such terms as to contribution to the cost of the community centre and as to the maintenance thereof as may be agreed upon, but notwithstanding any such agreement, the aid granted under this Act shall not exceed the amount mentioned in section 2.

By-law for acquiring land in another municipality.

(2) The by-law may provide for acquiring land and establishing a community centre in an adjacent or contiguous municipality, but real property so acquired or held in an adjacent or contiguous municipality shall not be exempt from taxation by the municipality in which it is situate unless the council of such last-mentioned municipality by by-law declares that it shall be so exempt.

Exempting such lands from taxation.

(3) The council of a municipality in which a community centre is established by the council of another municipality may grant such total or partial exemption from taxation as the council may deem proper and may enter into an agreement with the municipality establishing the community centre for granting such exemption.

Debentures.
Rev. Stat.,
c. 266.

(4) A municipality may issue debentures for the purposes of subsection 1 in the manner provided by *The Municipal Act*. R.S.O. 1937, c. 284, s. 4, *amended*.

Community centre for school sections.

5.—(1) Upon a petition being presented to the council of a township, signed by more than one-half the number of ratepayers in any school section or by more than one-half the number of ratepayers in each of two or more school sections or parts thereof in the township and praying that the council pass a by-law for the establishment of a community centre for such school section or sections or parts, the council may pass a by-law for the establishment of such community centre in any school section or in any village adjacent or contiguous thereto.

Issue of debentures.

Rev. Stat.,
c. 266.

(2) The moneys required for the establishment of a community centre under this section, may be raised by the issue of debentures of the township in the manner provided by *The Municipal Act*, but it shall not be necessary to procure the assent of the ratepayers for the passing of any by-law for the issue of such debentures, and all moneys required to provide for principal and interest on the debentures issued under this section or for any other purpose in connection with

the establishment of a community centre for a school section shall be raised by special rate upon all property subject to municipal taxation in the school section or school sections or parts, and in this section "ratepayers" means persons assessed and liable to taxation for general municipal purposes. R.S.O. 1937, c. 284, s. 6 (1, 2), *amended*.

(3) Notwithstanding subsection 2, where there are profits from the operations of a community centre, the board of management may apply the profits or part of the profits to the principal and interest on any debentures issued under this section. *New.* Use of profits to pay off debentures.

(4) Where debentures are issued under this section, such debentures shall constitute a debt of the corporation of the township to the holder of the debentures and the property liable to assessment and taxation in the school section or school sections or parts shall be liable to the township as a whole for any amounts paid by the township on account of the debentures or interest thereon. Debentures to be a debt of township.

(5) Where a township council has passed a by-law for establishing a community centre for a school section, the township council by by-law, upon request of the board of school trustees, may vest the property in the board which shall thereupon have power to hold the property and shall perform the functions of the board of management as set forth in section 6. Property may be vested in board of school trustees.

(6) In the case of a union school section composed of parts of two adjacent counties, the council of the municipality that passes the by-law for the establishment of a community centre shall have all the powers and perform all the duties that may be exercised or are to be performed under this Act in the same manner as if the whole of the school section were within the said municipality and the lands in the union school section shall, for the purposes of this Act, be deemed to lie wholly within and to be under the exclusive jurisdiction of the council passing the by-law. In union school section.

(7) The clerk of the said council shall forthwith after the passing of the by-law imposing the special rates to pay the cost of the establishment of a community centre deliver or transmit by registered post to the clerk of the municipality in which is situate any land upon which a special rate has been imposed, a certified copy of the by-law. Transmission of copy of by-law to other municipalities.

(8) The rates required by the by-law to be levied and collected in any year upon land in any municipality other than that by the council of which the by-law is passed shall be collected by the council of such municipality in like manner as if such rates had been imposed by that council. Collection of rates in union section.

Payment of
share by
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(9) The municipality other than that by the council of which the by-law is passed shall pay to the last-mentioned municipality the sums that are to be levied and collected in that year under subsection 8, and such payments shall be made on demand therefor at any time after the 14th day of December in that year, and shall be made whether or not such rates have been collected from the persons liable to pay them.

Lands to
remain
liable.

(10) Such payments shall not relieve any lands specially assessed from the special rate thereon, and such lands shall remain liable for the special rate until it is paid. R.S.O. 1937, c. 284, s. 6 (3-9), *amended*.

Township
school areas.
Rev. Stat.,
c. 357.

(11) Where a township school area has been established under *The Public Schools Act* this section shall apply *mutatis mutandis* to the area or any part thereof. 1948, c. 12, s. 2.

Appoint-
ment of
board.

6.—(1) Every community centre established by a municipality under this Act shall be under the management and control of a board appointed by the council of the municipality, composed as follows,—

(a) two members of the council; and

(b) five members selected by the council from among the officers of the local organizations for the use of which the community centre is established, and in selecting such representatives the council shall have regard to the contribution by each organization to the erection and maintenance of the community centre. R.S.O. 1937, c. 284, s. 7 (1), *amended*.

Joint
board.

(2) The council may appoint one board in the manner provided in subsection 1 to manage and control any or all community centres established by the municipality. *New*.

Vacancies
on board.

(3) The council may fill any vacancy arising on the board from among the class of representatives in which the vacancy occurs.

Term of
office.

(4) The representatives of the council shall be appointed annually, and shall hold office until their successors are appointed, and every other member of the board shall hold office for two years from the date of his appointment and until his successor is appointed. R.S.O. 1937, c. 284, s. 7 (2, 3), *amended*.

Board may
make rules
and fix
charges.

(5) The board of a community centre may make such rules as it deems necessary relating to the management and control thereof and may fix such charges for the use of the community centre as it deems advisable. 1948, c. 12, s. 3, *amended*.

7. Any municipality entering into an agreement for the ^{Grants in aid from other bodies.} into use of a community centre, and any of the societies or other bodies by which a community centre may be used under the regulations, may make grants out of any moneys in their hands in aid of the erection and maintenance of a community centre established under this Act. R.S.O. 1937, c. 284, s. 8, *amended*.

8. The Minister may make grants to a public, separate, ^{Grants to school boards.} continuation or high school board, or board of education, to provide for an athletic field or satisfactory area or an outdoor skating rink, on the same terms as herein set forth, except that such fields and rinks shall be managed and conducted by the school board or board of education under the regulations of the Department of Education, and such property shall be vested in the school board or board of education, provided always that the rinks and athletic fields shall be available for the purposes permitted by the regulations. R.S.O. 1937, c. 284, s. 9, *amended*.

9. Where aid has been granted under this Act to assist ^{Disposal of community centre.} in building a community centre out of moneys appropriated therefor by the Legislature, such community centre shall not be sold or disposed of within twenty years from the time the aid was last granted without the approval of the Minister. R.S.O. 1937, c. 284, s. 12, *amended*.

10. The Lieutenant-Governor in Council may make regu- ^{Regulations.} lations,—

- (a) prescribing the terms and conditions upon which aid may be granted under this Act;
- (b) prescribing the uses to which a community centre may be put, and the accommodation which may be provided therein;
- (c) prescribing the powers and duties of boards of management, and providing for the appointment of officers of such boards;
- (d) respecting any other matter necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1937, c. 284, s. 10, *amended*.

11. *The Community Halls Act* and *The Community Halls Amendment Act, 1948* are repealed. ^{Rev. Stat., c. 284; 1948, c. 12, repealed.}

12. This Act shall be deemed to have come into force on ^{Commence-ment of Act.} the 1st day of May, 1948.

13. This Act may be cited as *The Community Centres Act*, ^{Short title.} 1949.

BILL.
The Community Centres Act, 1949

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. KENNEDY

No. 38

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Training Schools Act, 1939.

MR. DUNBAR

EXPLANATORY NOTE

Under the present subsection children sent or admitted to a training school are wards of the training school until they become of age. The effect of this amendment will be to terminate the wardship when the child attains the age of eighteen years.

No. 38

1949

BILL

An Act to amend The Training Schools Act, 1939.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 21 of *The Training Schools Act*, 1939, c. 51, s. 21, is amended by striking out the words "becomes of age" in the third line and inserting in lieu thereof the words "attains the age of eighteen years", so that the subsection shall read as follows:

- (1) Every boy or girl sent or admitted to a training school shall upon admission become a ward of the training school until he or she attains the age of eighteen years and, subject to the provisions of the regulations, shall be subject to the control of the Board and superintendent in the same manner and to the same extent as in the case of a guardian appointed by Statute or by any court or by any will or instrument and all rights and powers of the parent or any such guardian over a boy or girl so admitted shall upon admission cease and determine unless the Minister provides that the wardship of the training school shall cease upon the boy or girl leaving the school or at any time after leaving the school.

2. This Act may be cited as *The Training Schools Amendment Act, 1949*. Short title.

BILL

An Act to amend The Training Schools
Act, 1939

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. DUNBAR

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Training Schools Act, 1939.

MR. DUNBAR

BILL

An Act to amend The Training Schools Act, 1939.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 21 of *The Training Schools Act, 1939* is amended by striking out the words "becomes of age" in the third line and inserting in lieu thereof the words "attains the age of eighteen years", so that the subsection shall read as follows:

- (1) Every boy or girl sent or admitted to a training school shall upon admission become a ward of the training school until he or she attains the age of eighteen years and, subject to the provisions of the regulations, shall be subject to the control of the Board and superintendent in the same manner and to the same extent as in the case of a guardian appointed by Statute or by any court or by any will or instrument and all rights and powers of the parent or any such guardian over a boy or girl so admitted shall upon admission cease and determine unless the Minister provides that the wardship of the training school shall cease upon the boy or girl leaving the school or at any time after leaving the school.

2. This Act may be cited as *The Training Schools Amendment Act, 1949*.

BILL

An Act to amend The Training Schools
Act, 1939

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. DUNBAR

No. 39

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Industrial Standards Act.

MR. DALEY

EXPLANATORY NOTES

SECTION 1. The definition of "regulations" causes confusion and is unnecessary. It is therefore repealed.

SECTION 2. The subsection added is new and is self-explanatory. There is no change in the principle involved. The purpose of the new provision is to regularize and remove doubt as to the validity of the practices that have prevailed for years with respect to the zones of industries that are declared by the Industry and Labour Board to be interprovincially competitive. For this reason subsection 4 of the bill makes the provision retroactive to November 1st, 1938. All proceedings preliminary to the establishment of schedules for such industries have taken place since that date.

SECTION 3. The reference to *The Industrial Disputes Investigation Act* is deleted as the Act was repealed on December 9th, 1948, that being the date on which *The Labour Relations Act, 1948*, was proclaimed in force.

SECTION 4. See note to section 2.

BILL

An Act to amend The Industrial Standards Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *g* of section 1 of *The Industrial Standards Act* Rev. Stat., c. 191, s. 1, cl. *g*, repealed. is repealed.

2. Section 4 of *The Industrial Standards Act* is amended Rev. Stat., c. 191, s. 4, amended. by adding thereto the following subsection:

(3) Where the Minister designates a zone for an inter-provincially competitive industry the zone shall, notwithstanding subsections 1 and 2, be the whole of Ontario and any schedule for the industry may provide for different wages and hours and days of labour for different areas within the zone. Interprovincially competitive industries.

3. Subsection 1 of section 17 of *The Industrial Standards Act* is amended by striking out the words "*The Industrial Disputes Investigation Act*" in the fourth line, so that the subsection shall read as follows: Rev. Stat., c. 191, s. 17, subs. 1, amended.

(1) The provisions of *The Factory, Shop and Office Building Act*, *The Master and Servant Act*, *The Minimum Wage Act*, *The Public and Other Works Wages Act*, *The Wages Act* and *The Woodsmen's Employment Act*, shall be read and construed subject to the provisions of this Act, but in no case shall the wages prescribed by any schedule to this Act be for a less amount nor shall the hours of labour prescribed by any schedule to this Act be for a greater number of hours in each day or days in each week than is prescribed by any of such Acts. Application of other Acts. Rev. Stat., cc. 194, 197, 190, 198, 196, 202.

4. This Act, except section 2, shall come into force on the day it receives the Royal Assent, and section 2 shall be deemed to have come into force on the 1st day of November, 1938. Commencement of Act.

5. This Act may be cited as *The Industrial Standards Amendment Act, 1949*. Short title.

BILL

An Act to amend The Industrial Standards Act.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. DALEY

No. 39

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Industrial Standards Act.

MR. DALEY

No. 39

1949

BILL

An Act to amend The Industrial Standards Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *g* of section 1 of *The Industrial Standards Act* Rev. Stat., c. 191, s. 1, cl. *g*, repealed. is repealed.
2. Section 4 of *The Industrial Standards Act* is amended Rev. Stat., c. 191, s. 4, amended. by adding thereto the following subsection:
 - (3) Where the Minister designates a zone for an inter-provincially competitive industry the zone shall, notwithstanding subsections 1 and 2, be the whole of Ontario and any schedule for the industry may provide for different wages and hours and days of labour for different areas within the zone. Interprovincially competitive industries.
3. Subsection 1 of section 17 of *The Industrial Standards Act* Rev. Stat., c. 191, s. 17, subs. 1, amended. is amended by striking out the words "*The Industrial Disputes Investigation Act*" in the fourth line, so that the subsection shall read as follows:
 - (1) The provisions of *The Factory, Shop and Office Building Act*, *The Master and Servant Act*, *The Minimum Wage Act*, *The Public and Other Works Wages Act*, *The Wages Act* and *The Woodsmen's Employment Act*, shall be read and construed subject to the provisions of this Act, but in no case shall the wages prescribed by any schedule to this Act be for a less amount nor shall the hours of labour prescribed by any schedule to this Act be for a greater number of hours in each day or days in each week than is prescribed by any of such Acts. Application of other Acts. Rev. Stat., cc. 194, 197, 190, 198, 196, 202.
4. This Act, except section 2, shall come into force on the day it receives the Royal Assent, and section 2 shall be deemed Commencement of Act. to have come into force on the 1st day of November, 1938.
5. This Act may be cited as *The Industrial Standards Amendment Act, 1949*. Short title.

BILL

An Act to amend The Industrial Standards Act.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. DALEY

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Public Utilities Act.

MR. ROBINSON

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE.

This Bill is self-explanatory.

No. 40

1949

BILL

An Act to amend The Public Utilities Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 16 of *The Public Utilities Act* is amended by Rev. Stat., c. 286, s. 16, amended. adding at the end thereof the words "milk, bread and fuel", so that the section shall read as follows:

16. In this Part, "public utility" shall mean artificial Interpre- and natural gas, electrical power or energy, steam tation. and hot water, milk, bread and fuel. "Public utility".

2. This Act may be cited as *The Public Utilities Amendment* Short title. Act, 1949.

BILL

An Act to amend The Public Utilities Act.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. ROBINSON

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Hours of Work and Vacations with Pay Act, 1944.

MR. PARK

EXPLANATORY NOTE

The purpose of this Act is to provide for two week's vacation with pay, and to clarify some of the present provisions with regard to vacations with pay.

BILL

An Act to amend The Hours of Work and Vacations with Pay Act, 1944.

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Subsection 2 and subsections 3 and 4, as enacted by 1944,
section 1 of *The Hours of Work and Vacations with Pay* c. 26, s. 2.
Amendment Act, 1947, of section 2 of *The Hours of Work and* subs. 2,
Vacations with Pay Act, 1944 are repealed and the following subs. 3, 4
(1947,
c. 47, s. 1),
substituted therefor: re-enacted.

- (2) Subject to the provisions of this Act, every employee ^{vacations.}
in an industrial undertaking shall be given a vacation
with pay of at least two weeks after every working
year of his employment.
- (3) The employer may determine the period when each ^{Employer}
employee may take the vacation provided for in ^{may deter-}
subsection 2, subject to negotiation in good faith ^{mine period}
with the appropriate collective bargaining agency ^{of vacation.}
regarding the vacation period of such employee
as may be covered by the terms of a collective ^{Saving.}
bargaining agreement, but such period shall not be
later than ten months after the conclusion of the
working year.
- (4) The amount of pay for the vacation given to an ^{Amount of}
employee in respect of each working year under ^{pay for}
subsection 2 shall not be less than an amount ^{vacation.} equal
to four per centum of the total earnings of the
employee earned in the working year including, but
not so as to restrict the generality of the foregoing,
payment for vacations, statutory holidays and the
like.

2. This Act may be cited as *The Hours of Work and Vaca-* ^{Short title.}
tions with Pay Amendment Act, 1949.

BILL

An Act to amend The Hours of Work and
Vacations with Pay Act, 1944.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. PARK

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Fumes Control Act, 1949.

MR. DOWLING

EXPLANATORY NOTE

The purpose of the Bill is to require every smelter and coking plant to adopt and carry out a plan which comprises the best practicable means for controlling or preventing the discharge of noxious or offensive gas or fumes, or, where discharged, to render them harmless or inoffensive.

Application for approval of a plan is made to the Ontario Municipal Board, notice thereof being given to all interested government departments and municipalities.

BILL

The Fumes Control Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpreta-
tion,—

(a) "Board" means Ontario Municipal Board; and

"Board";

(b) "smelter" means any person, company or corporation "smelter" carrying on any undertaking which includes the smelting or roasting of any metallic ore or the manufacture of coke.

2. Every smelter, within three months after the coming into force of this Act, or within one month after commencing its undertaking, shall prepare and submit to the Board an application for approval of a plan to control or prevent the discharge from the furnaces, chimneys or smokestacks, operated by the smelter of any noxious or offensive gas or fumes or to render such gas or fumes where discharged harmless or inoffensive.

Plan to
control
fumes.

3. Every such application shall include evidence that the plan submitted represents the best practicable means for the purpose in the circumstances.

Evidence of
best plan.

4. The Board shall forward copies of every such application at the earliest possible date, by registered mail to the Minister of Mines, the Minister of Health, the Minister of Agriculture, the Minister of Planning and Development, and to the clerk of every municipality within a radius of thirty miles of the undertaking carried on by the smelter.

Copies of
plan to
Government,
municipalities.

5. The Board shall fix a date for hearing the application, not less than two months nor more than four months after the receipt thereof, and reasonable notice of such hearing and of any adjournment thereof shall be given by the Board to every Minister and the clerk of every municipality mentioned in section 4, any of whom may appear by counsel or otherwise

Hearing.

and adduce evidence and make representations for or against the plan submitted or any alternative plan.

Duty of Board.

6. The Board shall determine whether the plan submitted or any modification or variation thereof represents the best practicable means for the purpose in the circumstances, and whether any other plan ought to be considered or adopted.

Order of Board.

7.—(1) Not more than three months after hearing the application the Board shall make an order either approving the application or a modification or variation thereof or an alternative plan and requiring the smelter to institute and maintain such plan as may be approved by the Board.

Compliance.

(2) The smelter shall, within three months from the date of the order institute and maintain a plan in conformity therewith.

Penalty.

8. Every smelter which erects, operates, maintains or carries on any undertaking in violation of this Act or fails to comply with any order of the Board, shall for each offence, incur a penalty of \$1,000, and each day's continuance of such violation or failure to comply shall constitute a new and distinct offence.

Act of officers, agents.

9. For the purpose of enforcing any penalty under any of the provisions of this Act, or enforcing any order of the Board made under this Act, the act, omission, or failure of any officer, agent, or other person acting for or employed by the smelter shall in every case be also deemed to be the act, omission or failure of the smelter as well as that of the officer, agent or other person.

Recovery of penalties.

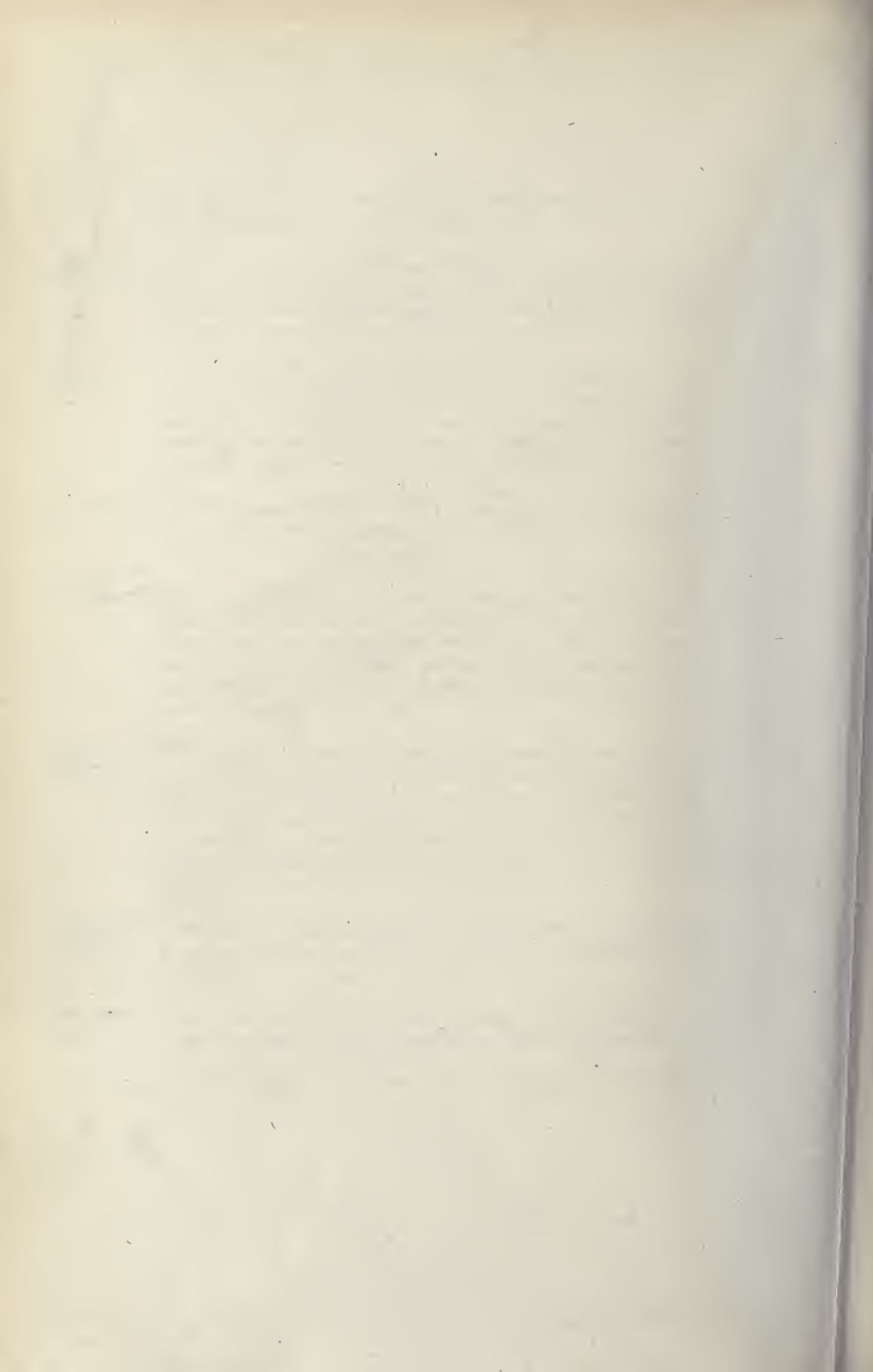
10. The penalties imposed by this Act may be recovered by action in the name of His Majesty by the Attorney General for Ontario.

Rev. Stat., c. 51 to apply.

11. Nothing in this Act shall exclude the operation of any of the provisions of *The Damage by Fumes Arbitration Act*.

Short title.

12. This Act may be cited as *The Fumes Control Act, 1949*.



BILL

The Fumes Control Act, 1949.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. DOWLING

No. 43

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to protect Certain Civil Rights.

MR. WALTERS

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

The general purpose of this Bill is to protect by Statute the rights of freedom of religion, freedom of speech and freedom of association, and more specifically to prohibit discrimination against any person by reason of race, nationality or religion in such matters as employment, education, right of access to any place serving the public, etc.

SECTIONS 2, 3 and 4. The rights here protected are generally accepted as common rights of citizens, but have in the past been infringed by such methods as municipal by-laws restricting distribution of literature, etc., and recourse to law has been difficult because of the lack of express statutory declaration of these rights.

SECTION 5. Prohibits discrimination in employment, with proper protection for institutions in which religious teaching is conducted.

BILL

An Act to protect Certain Civil Rights.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpre-
tation,—

(a) "Board" means Industry and Labour Board; and "Board";

(b) "creed" means religious creed.

"creed".

2. Every person and every class of persons shall enjoy the right to freedom of conscience, opinion and belief, and freedom of religious association, teaching, practice and worship.

Rights
declared,—
conscience,
religious
worship,
etc.;

3. Every person and every class of persons shall, under the law, enjoy the right to freedom of expression through all means of communication, including speech, the press and the arts.

expression;

4. Every person and every class of persons shall enjoy the right to peaceable assembly with others and to form with others associations of any character under the law.

assembly;

5.—(1) Every person and every class of persons shall enjoy the right to obtain and retain employment without discrimination with respect to the compensation, terms, conditions or privileges of employment because of the race, creed, religion, colour or ethnic or national origin of such person or class of persons.

employment.

(2) Nothing in subsection 1 shall deprive a religious institution or any school or board of trustees thereof of the right to employ persons of any particular creed or religion where religious instruction forms or can form the whole or part of the instruction or training provided by such institution, and nothing in subsection 1 shall apply with respect to domestic service or employment involving confidential relationship.

Saving.

Right to
engage in
business.

6. Every person and every class of persons shall enjoy the right to engage in and carry on any occupation, business or enterprise under the law without discrimination because of the race, creed, religion, colour or ethnic or national origin of such person or class of persons.

Rights
respecting
real
property.

7. Every person and every class of persons shall enjoy the right to acquire by purchase, to own in fee simple or otherwise, to lease, rent and to occupy any real property without discrimination because of the race, creed, religion, colour or ethnic or national origin of such person or class of persons.

Hotels,
theatres,
etc.

8. Every person and every class of persons shall enjoy the right to obtain the accommodation or facilities of any standard or other hotel, victualling house, theatre or any place to which the public is customarily admitted, regardless of the race, creed, religion, colour or ethnic or national origin of such person or class of persons.

Trade
unions, etc.

9. Every person and every class of persons shall enjoy the right to membership in and all of the benefits appertaining to membership in every professional society, trade union or other occupational organization without discrimination because of the race, creed, religion, colour or ethnic or national origin of such person or class of persons.

Education.

10.—(1) Every person and every class of persons shall enjoy the right to education in any school, college, university or other institution or place of learning, vocational training or apprenticeship without discrimination because of the race, creed, religion, colour or ethnic or national origin of such person or class of persons.

Saving.

(2) Nothing in subsection 1 shall prevent a school, college, university or other institution or place of learning which enrolls persons of a particular creed or religion exclusively, or which is conducted by a religious order or society from adopting or continuing its policy with respect to such enrolment.

Discrimina-
tory repre-
sentations
prohibited.

11.—(1) No person shall publish, display or cause or permit to be published or displayed on any lands or premises or in any newspaper, through any radio broadcasting station, or by means of any other medium which he owns, controls, distributes or sells, any notice, sign, symbol, emblem or other representation tending or likely to tend to deprive, abridge or otherwise restrict, because of the race, creed, religion, colour or ethnic or national origin of any person or class of persons, the enjoyment by any such person or class of persons of any right to which he or it is entitled under the law.

SECTION 6. Prohibits discrimination in the right to engage in any occupation.

SECTION 7. Prohibits discrimination in the right to own or lease property.

SECTION 8. Prohibits discrimination by hotels, restaurants, theatres and other places to which the public is admitted.

SECTION 9. Prohibits discrimination with respect to membership in any professional society, trade union, etc.

SECTION 10. Prohibits discrimination by educational institutions, with proper protection for religious institutions.

SECTION 11. Prohibits publication or display of discriminatory matter.

SECTION 12. Provides penalties for violation of the Act and provides for laying of information on behalf of a class of persons whose rights are affected, as well as an individual.

SECTION 13. Provides for restraint by injunction.

SECTION 14. Binds the Crown.

SECTIONS 15 and 16. Self-explanatory.

SECTION 17. Repeals *The Racial Discrimination Act, 1944*, since its provisions are fully covered in this Act.

(2) Nothing in subsection 1 shall be construed as restricting Saving.
the right to freedom of speech under the law, upon any
subject.

12.—(1) Every person who deprives, abridges, or otherwise Penalty.
restricts or attempts to deprive, abridge or otherwise restrict
any person or class of persons in the enjoyment of any right
under this Act or who contravenes any provision thereof shall
be guilty of an offence and liable on summary conviction to a
fine of not less than \$25 nor more than \$50 for the first offence,
and not less than \$50 nor more than \$200 for a subsequent
offence, and in default of payment to imprisonment for not
more than three months.

(2) The penalties provided by this section may be enforced Enforcement
of penalties.
upon the information of any person alleging on behalf of him-
self or of any class of persons that any right which he or any
class of persons or any member of any such class of persons is
entitled to enjoy under this Act has been denied, abridged or
restricted because of the race, creed, religion, colour, ethnic or
national origin of himself, or of any such class of persons or of
any member of any such class of persons.

13. Every person who deprives, abridges or otherwise Injunction.
restricts or attempts to deprive, abridge or otherwise restrict
any person or class of persons in the enjoyment of any right
under this Act may be restrained by an injunction issued in
an action in the Supreme Court of Ontario brought by any
person against the person responsible for such deprivation,
abridgment or other restriction, or any attempt thereat.

14. The provisions of this Act shall bind the Crown and Crown.
every servant and agent of the Crown.

15. The Board shall make such inquiries, hold such hearings Duties of
Board.
and do such other acts and things as may be necessary to
ensure the enforcement of this Act.

16. Except as herein expressly provided, nothing in this No deroga-
tion of
other rights.
Act shall be construed as derogating from any right, freedom
or liberty to which any person or class of persons is entitled
under the law.

17. *The Racial Discrimination Act, 1944* is repealed.

1944, c. 51,
repealed.

18. This Act shall come into force on the day it receives Commence-
ment of Act.
the Royal Assent.

19. This Act may be cited as *The Ontario Bill of Rights* Short title.
Act, 1949.

BILL

An Act to protect Certain Civil Rights.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. WALTERS

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Hours of Work and Vacations with Pay Act, 1944.

MR. TAYLOR

EXPLANATORY NOTES

SECTION 1. Maximum weekly hours of work are reduced to forty.

SECTION 2. A new section is added which

- (1) limits overtime to eight hours in a week and one hundred in a year;
- (2) requires payment at the rate of time and one-half for overtime;
- (3) provides that any reduction in hours of work effected by the Act shall not reduce the weekly pay;
- (4) protects contracts more favourable to the employee than the provisions of the Act;
- (5) suspends contractual provisions less favourable to the employee than the provisions of the Act.

BILL

An Act to amend The Hours of Work and Vacations with Pay Act, 1944.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 2 of *The Hours of Work and Vacations with Pay Act, 1944* is amended by striking out the word "forty-eight" in the third line and inserting in lieu thereof the word "forty". 1944, c. 26, s. 2, subs. 1, amended.
2. *The Hours of Work and Vacations with Pay Act, 1944* is amended by adding thereto the following section: 1944, c. 26, amended.
 - 2a.—(1) No overtime shall be worked by an employee which shall exceed eight hours in any one week or one hundred hours in any year of employment. Limitation of overtime work.
 - (2) If any overtime is worked by any employee in excess of the working hours established by subsection 1 of section 2, such employee shall receive compensation at a rate not less than one and one-half times the regular rate at which he is employed. Overtime payment.
 - (3) Every employer shall increase the rate of compensation of his employees so that the total weekly rate of each employee for the reduced working week shall be not less than the total weekly rate paid at the time of such reduction. Same take-home pay.
 - (4) Nothing in this Act shall affect any provision of any Act, agreement or contract of service or any custom which ensures to employees more favourable conditions than those prescribed by this Act. More favourable conditions.
 - (5) Any provision in any Act, agreement or contract of service or any custom which is less favourable to employees than the provisions of this Act, shall be suspended by this Act. Less favourable conditions.

1944, c. 26,
ss. 5, 12,
repealed.

3. Sections 5 and 12 of *The Hours of Work and Vacations with Pay Act, 1944* are repealed.

1944, c. 26,
s. 10, cl. b,
re-enacted.

4. Clause *b* of section 10 of *The Hours of Work and Vacations with Pay Act, 1944* is repealed and the following substituted therefor:

- (b) exempting from the provisions or any provision of this Act upon such terms and conditions as the Board may determine any of the employers or employees of any particular plant, upon application of the said employers or of any representative of employees for collective bargaining purposes after notice to the employer or representatives of the employees affected by such proposed exemption.

Short title.

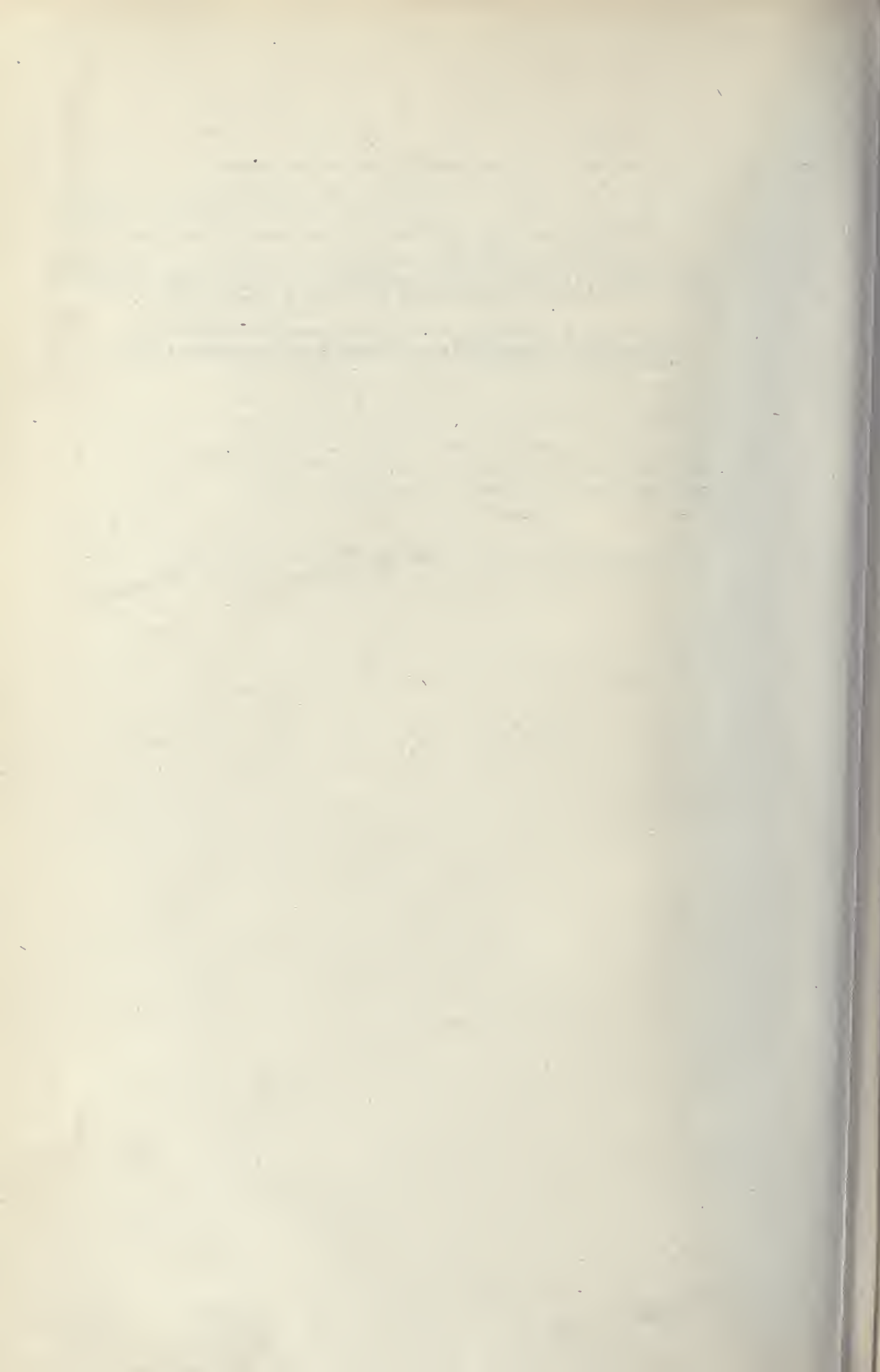
5. This Act may be cited as *The Hours of Work and Vacations with Pay Amendment Act, 1949*.

SECTION 3. Sections 5 and 12 of the Act are repealed.

Section 5 makes special provision for war industries, and is now deemed to be obsolete.

Section 12 deals with conflict between the Act and other Acts. The question is more fully dealt with in the new Section 2a.

SECTION 4. Clause *b* of section 10 is re-enacted to provide that when any exemption is applied for both the employer and representatives of the employees must be notified.



BILL

An Act to amend The Hours of Work and
Vacations with Pay Act, 1944.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. TAYLOR

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Workmen's Compensation Act.

MR. THOMAS (Ontario)

EXPLANATORY NOTES

SECTION 1. Eliminates the seven-day waiting period before compensation can be paid.

SECTIONS 2, 3 and 4. Increase the basis of compensation from sixty-six and two-thirds per cent of earnings to one hundred per cent of earnings. The reference to the waiting period in subsection 1 of section 40 of the Act is deleted because the waiting period is eliminated by section 1 of this Bill.

BILL

An Act to amend The Workmen's Compensation Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *a* of subsection 1 of section 2 of *The Workmen's Compensation Act* is repealed. Rev. Stat., c. 204, s. 2, subs. 1, cl. *a*, repealed.

2. Section 38 of *The Workmen's Compensation Act*, as re-enacted by section 2 of *The Workmen's Compensation Amendment Act, 1942*, is amended by striking out the words "sixty-six and two-thirds" in the third line and inserting in lieu thereof the words "one hundred", so that the section shall read as follows: Rev. Stat., c. 204, s. 38 (1942, c. 41, s. 2), amended.

38. Where temporary total disability results from the injury, the compensation shall be a weekly payment of one hundred per centum of the workman's average weekly earnings during the previous twelve months if he has been so long employed, but if not then for any less period during which he has been in the employ of his employer, and shall be payable so long as the disability lasts. Compensation in case of temporary total disability.

3. Section 39 of *The Workmen's Compensation Act*, as re-enacted by section 2 of *The Workmen's Compensation Amendment Act, 1942*, is amended by striking out the words "sixty-six and two-thirds" in the third line and inserting in lieu thereof the words "one hundred", so that the section shall read as follows: Rev. Stat., c. 204, s. 39 (1942, c. 41, s. 2), amended.

39. Where temporary partial disability results from the injury, the compensation shall be a weekly payment of one hundred per centum of the difference between the average weekly earnings of the workman before the accident and the average amount which he is earning or is able to earn in some suitable employment or business after the accident, and shall be Temporary partial disability.

payable so long as the disability lasts, and subsection 3 of section 40 shall apply.

Rev. Stat.,
c. 204, s. 40,
subs. 1
(1942,
c. 41, s. 2),
amended.

4.—(1) Subsection 1 of section 40 of *The Workmen's Compensation Act*, as re-enacted by section 2 of *The Workmen's Compensation Amendment Act, 1942*, is amended by striking out the words "sixty-six and two-thirds" in the ninth line and inserting in lieu thereof the words "one hundred", and by striking out the words "and shall be payable notwithstanding clause a of subsection 1 of section 2" in the eleventh and twelfth lines, so that the subsection shall read as follows:

Permanent
disability.

- (1) Where permanent disability results from the injury, the impairment of earning capacity of the workman shall be estimated from the nature and degree of the injury and the compensation shall be a weekly or other periodical payment during the lifetime of the workman, or such other period as the Board may fix, of a sum proportionate to such impairment not exceeding in any case the like proportion of one hundred per centum of his average weekly earnings ascertained in the manner provided by section 38.

Rev. Stat.,
c. 204, s. 40,
subs. 4
(1942,
c. 41, s. 2),
amended.

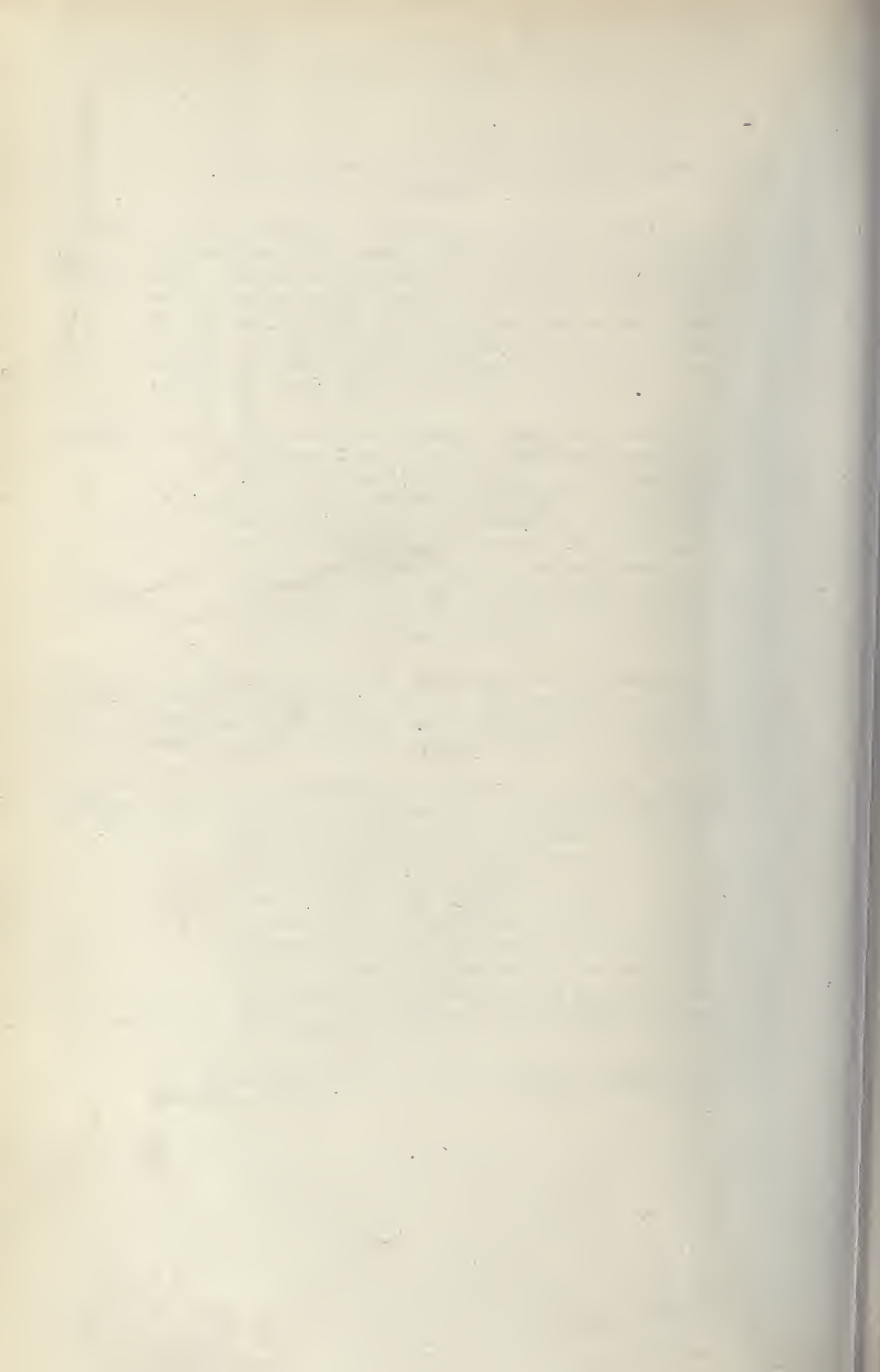
- (2) Subsection 4 of the said section 40 is amended by striking out the words "sixty-six and two-thirds" in the eighth and ninth lines and inserting in lieu thereof the words "one hundred", so that the subsection shall read as follows:

Compensa-
tion for
permanent
disability.

- (4) Where the Board deems it more equitable, the Board may award compensation for permanent disability having regard to the difference between the average weekly earnings of the workman before the accident and the average amount which he is earning or is able to earn in some suitable occupation after the accident, and the compensation may be a weekly or other periodical payment of one hundred per centum of such difference, and regard shall be had to the workman's fitness to continue in the employment in which he was injured or to adapt himself to some other suitable occupation.

Short title.

5. This Act may be cited as *The Workmen's Compensation Amendment Act, 1949*.



BILL

An Act to amend The Workmen's
Compensation Act.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. THOMAS (Ontario)

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Rights of Labour Act, 1944.

MR. ELLIS

EXPLANATORY NOTE

The amendment is self-explanatory.

BILL

An Act to amend The Rights of Labour Act, 1944.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Rights of Labour Act, 1944* is amended by adding ^{1944, c. 54, amended.} thereto the following section:

3a. Notwithstanding anything contained in this Act or any other Act, no application for an injunction may be made in any court in connection with a strike or lock-out or apprehended strike or lock-out, except with the consent of the Ontario Labour Relations Board. ^{No application for injunction without consent.}

2. This Act may be cited as *The Rights of Labour Amendment Act, 1949*. ^{Short title.}

BILL

An Act to amend The Rights of Labour
Act, 1944.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

Mr. ELLIS

No. 47

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Arbitration Act.

Mr. BLACKWELL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

Items 1, 2 and 3 of this schedule of fees have not been altered since Confederation.

This bill increases the minimum and maximum amounts one hundred per cent.

The tariff applies where no agreement as to fees has been made.

BILL

An Act to amend The Arbitration Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Schedule B of *The Arbitration Act* is repealed and the following substituted therefor:

Rev. Stat.,
c. 109,
Sched. B,
re-enacted.

SCHEDULE B.

(Sections 18 and 22.)

FEES CHARGEABLE BY ARBITRATORS

1. For every meeting where the reference is not proceeded with, but a postponement is made at the request of any party,

not less than.....	\$ 8.00
nor more than.....	16.00
2. For every day's sittings, to consist of not less than six hours,

not less than.....	20.00
nor more than.....	40.00
3. Where a day's sittings consists of more than six hours, for each additional hour, not less than..... 4.00
nor more than..... 6.00
4. For every sittings not extended to six hours (fractional parts of hours being excluded) where the reference is actually proceeded with, for each hour occupied,

not less than.....	4.00
nor more than.....	6.00

2. This Act may be cited as *The Arbitration Amendment Act, 1949*. Short title.

BILL

An Act to amend The Arbitration Act

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Arbitration Act.

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not less than.....	4.00
nor more than.....	6.00

2. This Act may be cited as *The Arbitration Amendment Act, 1949*. Short title.

BILL

An Act to amend The Arbitration Act

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. BLACKWELL

No. 48

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Coroners Act, 1948.

MR. BLACKWELL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

This amendment will enable a medical practitioner to be paid a mileage allowance for the distance necessarily travelled to conduct a post mortem examination, etc.

No. 48

1949

BILL

An Act to amend The Coroners Act, 1948.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Schedule C to *The Coroners Act, 1948* is amended by adding thereto the following item:

1948, c. 17,
Sched. C,
amended.
4. The amount of any fee under this Schedule may be increased by 15 cents for every mile necessarily travelled in connection with an examination or analysis.
2. This Act may be cited as *The Coroners Amendment Act*, Short title. 1949.

BILL

An Act to amend The Coroners Act, 1948.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

No. 48

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Coroners Act, 1948.

MR. BLACKWELL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



No. 48

1949

BILL

An Act to amend The Coroners Act, 1948.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Schedule C to *The Coroners Act, 1948* is amended by 1948, c. 17,
adding thereto the following item: Sched. C,
amended.
4. The amount of any fee under this Schedule may be increased by
15 cents for every mile necessarily travelled in connection with
an examination or analysis.
2. This Act may be cited as *The Coroners Amendment Act*, Short title.
1949.

BILL

An Act to amend The Coroners Act, 1948.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The County Courts Act.

MR. BLACKWELL

EXPLANATORY NOTES

SECTION 1. This section increases the jurisdiction of the county courts in cases where it formerly was \$800, \$500 and \$2,000 to \$1,200, \$1,000 and \$4,000 respectively.

BILL

An Act to amend The County Courts Act.

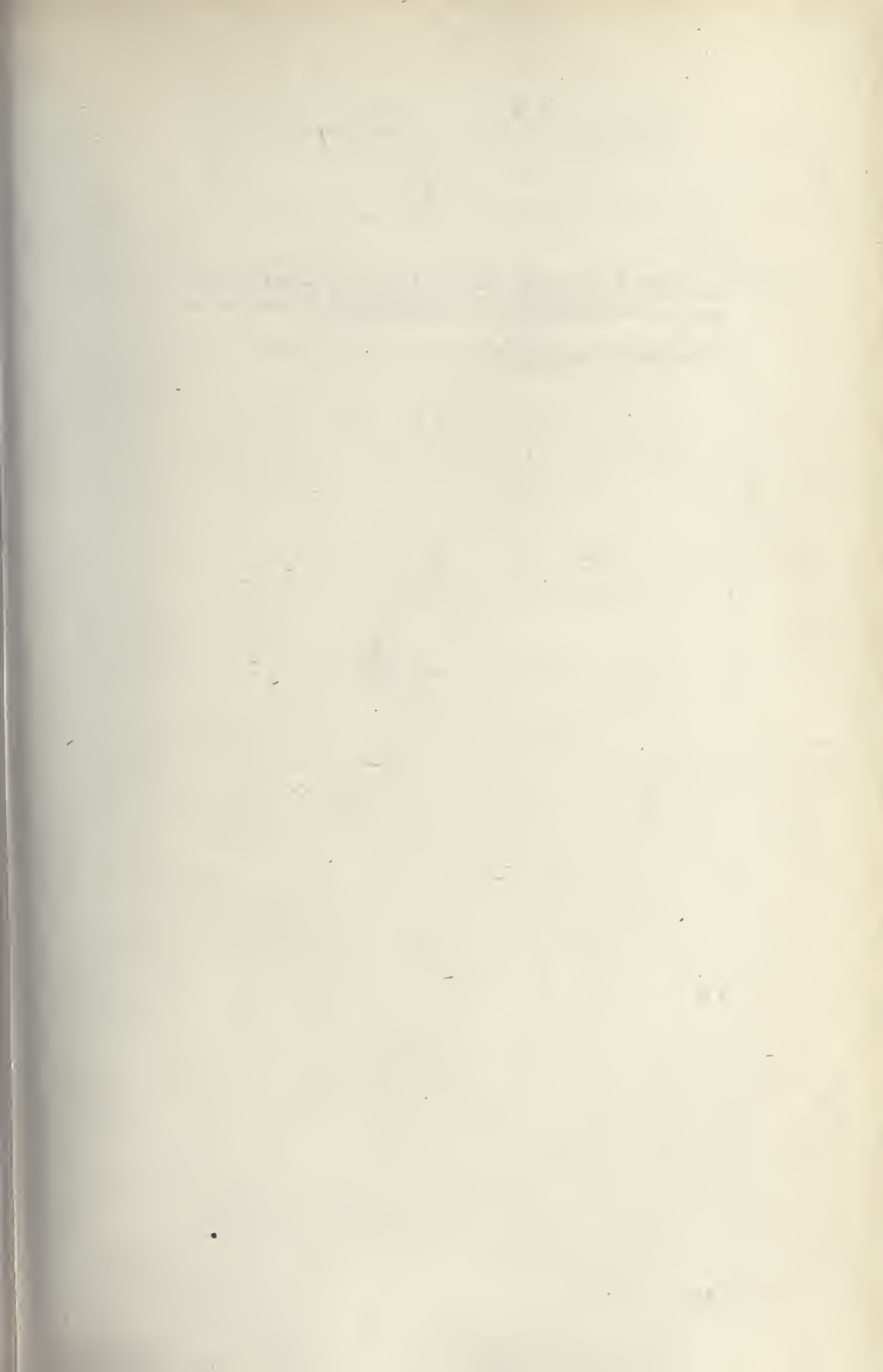
HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 of section 19 of *The County Courts Act* is repealed and the following substituted therefor: Rev. Stat., c. 103, s. 19, subs. 1, re-enacted.

(1) The county and district courts shall have jurisdiction Jurisdiction. in,—

- (a) actions arising out of contract, expressed or Contract. implied, where the sum claimed does not exceed \$1,200;
- (b) personal actions, except actions for criminal Tort. conversation and actions for libel, where the sum claimed does not exceed \$1,000;
- (c) actions for trespass or injury to land where Injury to land. the sum claimed does not exceed \$1,000, unless the title to the land is in question, and in that case also where the value of the land does not exceed \$1,000, and the sum claimed does not exceed that amount;
- (d) actions for the obstruction of or interference Easements. with a right of way or other easement where the sum claimed does not exceed \$1,000, unless the title to the right or easement is in question, and in that case also where the value of the land over which the right or easement is claimed does not exceed that amount;
- (e) actions for the recovery of property, real or Recovery of property. personal, including actions of replevin and actions of detinue where the value of the property does not exceed \$1,000;

- Mortgages. (f) actions for the enforcement by foreclosure or sale or for the redemption of mortgages, charges or liens, with or without a claim for delivery of possession or payment or both, where the sum claimed to be due does not exceed \$1,000;
- Partnership. (g) partnership actions where the joint stock or capital of the partnership does not exceed in amount or value \$4,000;
- Legacies. (h) actions by legatees under a will for the recovery or delivery of money or property bequeathed to them where the legacy does not exceed in value or amount \$1,000, and the estate of the testator does not exceed in value \$4,000;
- Equitable relief. (i) in all other actions for equitable relief where the subject matter involved does not exceed in value or amount \$1,000; and
- Insolvency. (j) actions and contestations for the determination of the right of creditors to rank upon insolvent estates where the claim of the creditor does not exceed \$1,000.
- Rev. Stat., c. 103, s. 19, subs. 2, amended. (2) Subsection 2 of the said section 19 is amended by striking out the symbol and figures "\$2,000" where they occur in the eighth and ninth lines respectively and inserting in lieu thereof the symbol and figures "\$4,000", so that the subsection shall read as follows:
- Dispute of jurisdiction by defendant. (2) Where a defendant intends to dispute the jurisdiction of the court on the ground that the action, though otherwise within the proper competence of the court, is not within it because of the amount claimed or of the value of the property in question or of the amount or value of the subject matter involved or, in the cases mentioned in clauses g and h of subsection 1, because the joint stock or capital of the partnership exceeds in amount or value \$4,000, or the estate of the testator exceeds in value \$4,000, he shall in his appearance or in his statement of defence state that he disputes the jurisdiction of the court and the ground upon which he relies for disputing it, and, in default or his so doing, unless otherwise ordered by the court or a judge, the question of jurisdiction shall not afterwards be raised or the jurisdiction be brought in question, and in any such action tried or disposed of in a county or district court such court shall have the right to award
- Awarding costs on Supreme Court scale.



SECTION 2. Section 3 of *The County Courts Amendment Act, 1937* provided for a somewhat similar increase in jurisdiction. It has not and now cannot be proclaimed in force. It is therefore repealed.

SECTION 3. Self explanatory.

all costs of or incidental to such action on the scale of the Supreme Court in the same manner as if such action had been tried or disposed of in the Supreme Court.

2. Section 3 of *The County Courts Amendment Act, 1937* is repealed. 1937, c. 14, s. 3, repealed.

3. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation. Commencement of Act.

4. This Act may be cited as *The County Courts Amendment Act, 1949*. Short title.

BILL

An Act to amend The County Courts Act

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The County Courts Act.

MR. BLACKWELL

BILL

An Act to amend The County Courts Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

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c. 103, s. 19,
subs. 1,
re-enacted.

(1) The county and district courts shall have jurisdiction Jurisdiction.
in,—

- (a) actions arising out of contract, expressed or Contract.
implied, where the sum claimed does not exceed \$1,200;
- (b) personal actions, except actions for criminal Tort.
conversation and actions for libel, where the sum claimed does not exceed \$1,000;
- (c) actions for trespass or injury to land where Injury
to land.
the sum claimed does not exceed \$1,000, unless the title to the land is in question, and in that case also where the value of the land does not exceed \$1,000, and the sum claimed does not exceed that amount;
- (d) actions for the obstruction of or interference Easements.
with a right of way or other easement where the sum claimed does not exceed \$1,000, unless the title to the right or easement is in question, and in that case also where the value of the land over which the right or easement is claimed does not exceed that amount;
- (e) actions for the recovery of property, real or Recovery
of property.
personal, including actions of replevin and actions of detinue where the value of the property does not exceed \$1,000;

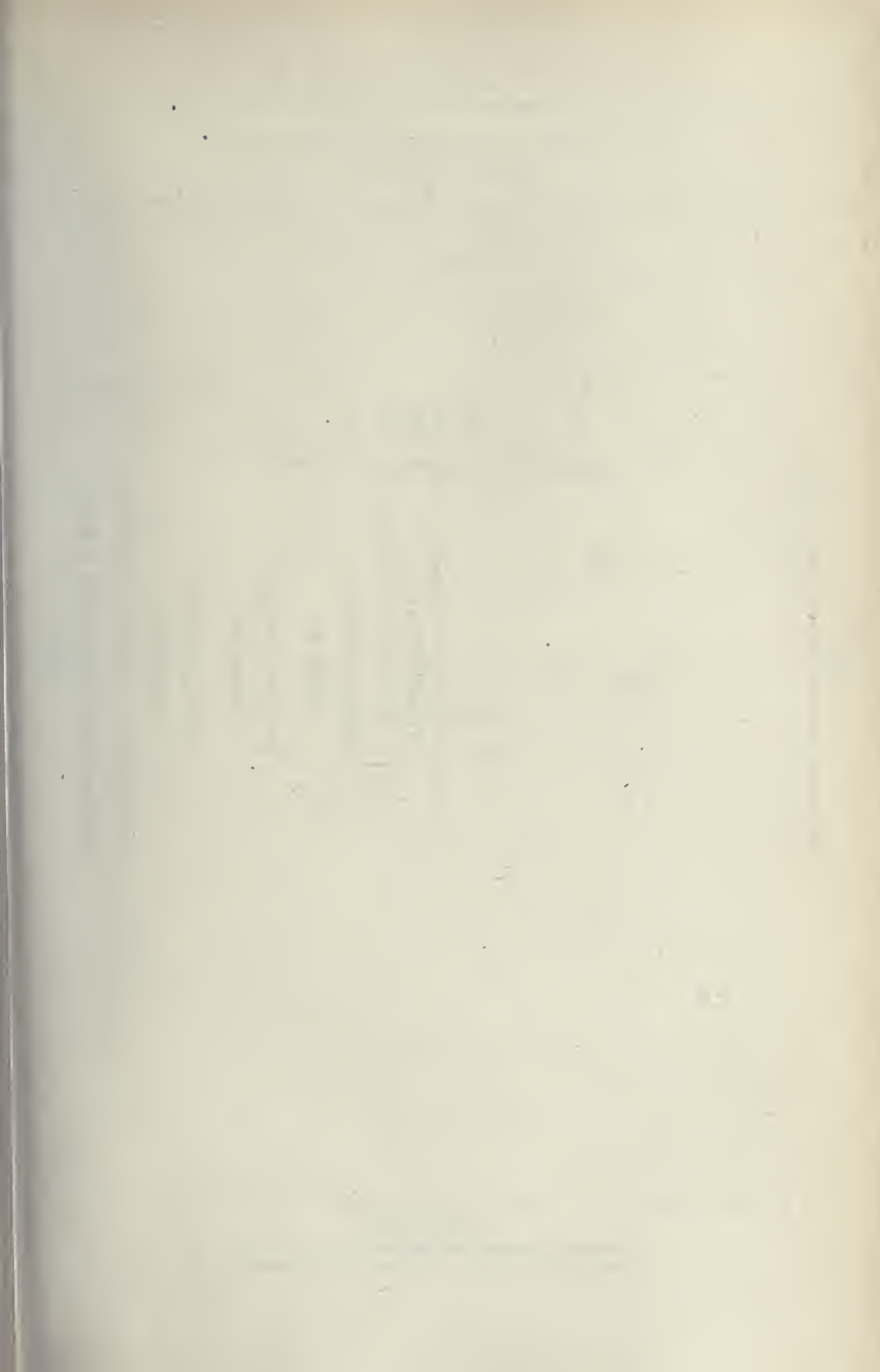
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- Partnership. (g) partnership actions where the joint stock or capital of the partnership does not exceed in amount or value \$4,000;
- Legacies. (h) actions by legatees under a will for the recovery or delivery of money or property bequeathed to them where the legacy does not exceed in value or amount \$1,000, and the estate of the testator does not exceed in value \$4,000;
- Equitable relief. (i) in all other actions for equitable relief where the subject matter involved does not exceed in value or amount \$1,000; and
- Insolvency. (j) actions and contestations for the determination of the right of creditors to rank upon insolvent estates where the claim of the creditor does not exceed \$1,000.
- Rev. Stat., c. 103, s. 19, subs. 2, amended. (2) Subsection 2 of the said section 19 is amended by striking out the symbol and figures "\$2,000" where they occur in the eighth and ninth lines respectively and inserting in lieu thereof the symbol and figures "\$4,000", so that the subsection shall read as follows:
- Dispute of jurisdiction by defendant. (2) Where a defendant intends to dispute the jurisdiction of the court on the ground that the action, though otherwise within the proper competence of the court, is not within it because of the amount claimed or of the value of the property in question or of the amount or value of the subject matter involved or, in the cases mentioned in clauses g and h of subsection 1, because the joint stock or capital of the partnership exceeds in amount or value \$4,000, or the estate of the testator exceeds in value \$4,000, he shall in his appearance or in his statement of defence state that he disputes the jurisdiction of the court and the ground upon which he relies for disputing it, and, in default or his so doing, unless otherwise ordered by the court or a judge, the question of jurisdiction shall not afterwards be raised or the jurisdiction be brought in question, and in any such action tried or disposed of in a county or district court such court shall have the right to award
- Awarding costs on Supreme Court scale.

all costs of or incidental to such action on the scale of the Supreme Court in the same manner as if such action had been tried or disposed of in the Supreme Court.

2. Section 3 of *The County Courts Amendment Act, 1937* is ^{1937, c. 14,} repealed. <sub>s. 3, re-
pealed.</sub>

3. This Act shall come into force on a day to be named ^{Commence-} by the Lieutenant-Governor by his Proclamation. _{ment of Act.}

4. This Act may be cited as *The County Courts Amendment Act, 1949*. ^{Short title.}



BILL

An Act to amend The County Courts Act

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Crown Attorneys Act, 1949.

MR. BLACKWELL

EXPLANATORY NOTES

The Crown Attorneys Act was last revised in 1926. It is now revised in order to bring it into line with present day requirements and practices.

The Act as revised contains no new principles.

The sections are self explanatory.

BILL

The Crown Attorneys Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Lieutenant-Governor in Council may appoint a Crown attorney for each county and for each provisional judicial district. R.S.O. 1937, c. 137, s. 1, *amended*. ^{Appointment.}

2. The Lieutenant-Governor in Council may appoint one or more assistant Crown attorneys for any county or provisional judicial district who shall act under the direction of the Crown attorney and when so acting shall have the like powers and perform the like duties as the Crown attorney. *New*. ^{Assistant Crown attorneys.}

3. No person shall be appointed a Crown attorney or assistant Crown attorney or act in either of such capacities who is not a member of the Bar of Ontario. R.S.O. 1937, c. 137, s. 2, *amended*. ^{Qualification.}

4.—(1) Where the Crown attorney is unavoidably absent or ill and there is no assistant Crown attorney, a judge of the county or district court for the county or district may appoint a member of the Bar of Ontario to act for the Crown attorney during his absence or illness. ^{Pro tem appointment.}

(2) Notice of the appointment containing a statement as to the cause thereof shall be sent by the judge to the Attorney General forthwith after making the appointment. ^{Notice.}

(3) The Lieutenant-Governor in Council may annul any such appointment at any time. R.S.O. 1937, c. 137, s. 9, *amended*. ^{Power to annul.}

5.—(1) Except in the County of York every Crown attorney shall be *ex officio* clerk of the peace for the county or district for which he is Crown attorney. R.S.O. 1937, c. 104, s. 10 (3), *amended*. ^{Clerk of the peace.}

(2) In the County of York the offices of Crown attorney ^{York County.}

and clerk of the peace may be held by different persons. R.S.O. 1937, c. 104, s. 10 (5), *amended*.

Court
duties.

(3) Where the offices of Crown attorney and clerk of the peace are held by the same person, the duties that the clerk of the peace are required to perform in the court room during the sittings of the court of general sessions of the peace and of the county or district court judges' criminal court shall be performed by the clerk of the county or district court. 1941, c. 21, s. 1, *amended*.

Remunera-
tion.

6.—(1) Unless it is otherwise provided by the Lieutenant-Governor in Council every Crown attorney shall be entitled to the fees of his office, including the fees received from his office as clerk of the peace. *New*.

Commuta-
tion of fees.

(2) The Lieutenant-Governor in Council may commute the fees payable to a Crown attorney, including the fees receivable from his office as clerk of the peace, for a fixed annual sum, and may from time to time fix an annual allowance to cover the expenses of his office. R.S.O. 1937, c. 137, s. 12 (1, 3).

Assistants.

(3) Every assistant Crown attorney shall be entitled to such per diem allowance or such salary as may be fixed by the Lieutenant-Governor in Council.

Pro tem
Crown
attorneys.

(4) Every Crown attorney appointed *pro tem* by a judge of a county or district court shall be entitled to the fees of his office, including the fees receivable from his office as clerk of the peace. *New*.

Security.

7. Every Crown attorney shall give security for the due performance of the duties of his office and for the due payment of all moneys received by him by virtue thereof, in such sum, and with so many sureties, and in such manner and form as the Lieutenant-Governor in Council directs. R.S.O. 1937, c. 137, s. 3.

Oath of
office.

8. Every Crown attorney and every assistant Crown attorney, before he enters upon his duties, shall take and prescribe before a judge of the county or district court of the county or district for which he is appointed the following oath:

I swear that I will truly and faithfully, according to the best of my skill and ability, execute the duties, powers and trusts of Crown attorney (*or* assistant Crown attorney) for the County (*or* District) of.....without favour or affection to any party: So help me God.

R.S.O. 1937, c. 137, s. 4, *amended*.

Prohibition
against
acting for
persons
charged
with
offences.

9. No Crown attorney or assistant Crown attorney shall, by himself or through any partner in the practice of law,

act or be directly or indirectly concerned as counsel or solicitor for any person in respect of any offence charged against such person under the laws in force in Ontario. R.S.O. 1937, c. 137, s. 5, *amended*.

10. The Crown attorney shall aid in the local administration of justice and perform the duties that are assigned to Crown attorneys under the laws in force in Ontario, and without restricting the generality of the foregoing, every Crown attorney shall,—

(a) examine informations, examinations, depositions, recognizances, inquisitions and papers connected with offences against the laws in force in Ontario which the magistrates, justices of the peace and coroners are required to transmit to him, and, where necessary, cause such charges to be further investigated, and additional evidence to be collected, and sue out process to compel the attendance of witnesses and the production of papers, so that prosecutions may not be delayed unnecessarily or fail through want of proof;

(b) conduct, on the part of the Crown, preliminary hearings of indictable offences and prosecutions for indictable offences,

(i) at the sittings of the Supreme Court where no law officer of the Crown or other counsel has been appointed by the Attorney General,

(ii) at the court of general sessions of the peace,

(iii) at the county or district court judges' criminal court, and

(iv) before magistrates in summary trials under Part XVI of the *Criminal Code* (Canada), R.S.C., c. 36.

in the same manner as the law officers of the Crown conduct similar prosecutions at the sittings of the Supreme Court, and with the like rights and privileges, and attend to all criminal business at such courts;

(c) where a law officer of the Crown or other counsel has been appointed by the Attorney General, deliver to the Crown officer or other counsel all papers connected with the criminal business at the sittings of the Supreme Court before the opening

of the Court and, if required, be present at the Court and assist the Crown officer or other counsel;

cases
brought
by private
prosecutors;

- (d) watch over cases conducted by private prosecutors and, without unnecessarily interfering with private individuals who wish in such cases to prosecute, assume wholly the conduct of the case where justice towards the accused seems to demand his interposition;

summary
conviction
matters;

- (e) where in his opinion the public interest so requires, conduct proceedings in respect of any offence punishable on summary conviction;

government
prosecu-
tions.

- (f) when requested in writing, cause prosecutions for offences against any Act of this Legislature to be instituted on behalf of any governmental department or agency and conduct such prosecutions to judgment and to appeal, if so instructed;

summary
conviction
appeals;

- (g) where in his opinion the public interest so requires, conduct appeals to the county or district court for offences punishable on summary conviction;

justices of
the peace;

- (h) advise justices of the peace with respect to offences against the laws in force in Ontario;

forms;

- (i) procure the necessary forms for the use of justices of the peace, and supply the same as needed, the expense of which shall be paid out of the county funds as part of the expenses connected with the administration of justice, except where such forms are supplied by the county council through the clerk of the county or the clerk of the peace; and

bail.

- (j) where a prisoner is in custody charged with or convicted of any offence and an application is made for bail, inquire into the facts and circumstances and satisfy himself as to the sufficiency of the surety or sureties offered, and examine and approve of the bail bonds where bail is ordered. R.S.O. 1937, c. 137, ss. 6, 7, 19, *amended*.

Magistrates
and justices
to deliver
informa-
tions, etc.,
to Crown
attorney.

11. Where a person is committed for trial to answer a criminal charge the committing magistrate or justice of the peace shall deliver or cause to be delivered without delay to the Crown attorney the informations, depositions, examinations, recognizances and papers connected with the charge, and the Crown attorney shall be the "proper officer of the court by which the accused is to be tried" within the meaning

of section 695 of the *Criminal Code* (Canada) and, where an information has been laid or complaint made before a justice of the peace, whether proceedings have been taken thereon or not, the justice shall deliver to the Crown attorney all papers connected therewith on being by him required so to do. R.S.O. 1937, c. 137, s. 8, *amended*. R.S.C.,
c. 36.

12. Every Crown attorney, except a Crown attorney on fees, shall collect all fees payable to him as Crown attorney and clerk of the peace, other than those payable by the Province either directly or by way of refund to the county, and remit the same to the Inspector of Legal Offices by cheque payable to the Treasurer of Ontario, quarterly on the 1st day of January, April, July and October in each year, together with a statement showing the fees collected. R.S.O. 1937, c. 137, s. 12 (5), *amended*. Collection
and pay-
ment over
of fees,—
quarterly
returns.

13. Every Crown attorney and clerk of the peace shall, on or before the 31st day of January in every year, make to the Inspector of Legal Offices a return, verified by statutory declaration, of the aggregate amount of the fees and emoluments of his office during the preceding year, up to and including the 31st day of December. R.S.O. 1937, c. 137, s. 13, *amended*. Annual
returns.

14.—(1) The City of Toronto and the County of York shall have one Crown attorney, who shall be known as the Crown Attorney for the City of Toronto and the County of York, and such assistant Crown attorneys as may be deemed necessary by the Lieutenant-Governor in Council. R.S.O. 1937, c. 137, Part II, *part, amended*. Toronto
and York.

(2) The Corporation of the City of Toronto shall provide suitable office accommodation, furniture and stationery, with light and heat, for the Crown attorney, his assistants and staff, to be approved by the Attorney General, and the expenses so incurred shall be borne and apportioned and paid as part of the expenses of the administration of justice in the County of York. R.S.O. 1937, c. 137, s. 22. Idem.

15. The Lieutenant-Governor in Council may make regulations,— Regulations.

- (a) prescribing fees and travelling allowances for Crown attorneys or any class thereof in connection with prosecutions instituted on behalf of any governmental department or agency, and providing for the payment and disposition thereof;
- (b) prescribing fees and travelling allowances for Crown attorneys or any class thereof in connection with

appeals to the county or district court for offences punishable on summary conviction, and providing for the payment thereof;

- (c) fixing the responsibility for the payment of fees of Crown attorneys where a municipality or a governmental department or agency is entitled to the fine imposed or any portion thereof;
- (d) providing that counsel fees collected from defendants under *The Summary Convictions Act* shall be credited on the Crown attorney's fees that are properly payable to him by a municipality or a governmental department or agency;
- (e) providing fees and charges payable to Crown attorneys not otherwise provided for under this or any other Act, and providing for the payment thereof;
- (f) for carrying out the provisions of any Act imposing duties upon or touching the office of Crown attorney;
- (g) with respect to the prosecution by Crown attorneys of offenders against the laws in force in Ontario;
- (h) respecting any other matter necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1937, c. 137, ss. 10, 14, amended.

Rev. Stat.,
c. 137; 1942,
c. 34, s. 8;
1947, c. 24.
Rev. Stat.,
c. 104, s. 10;
1941, c. 21,
s. 1, re-
pealed.

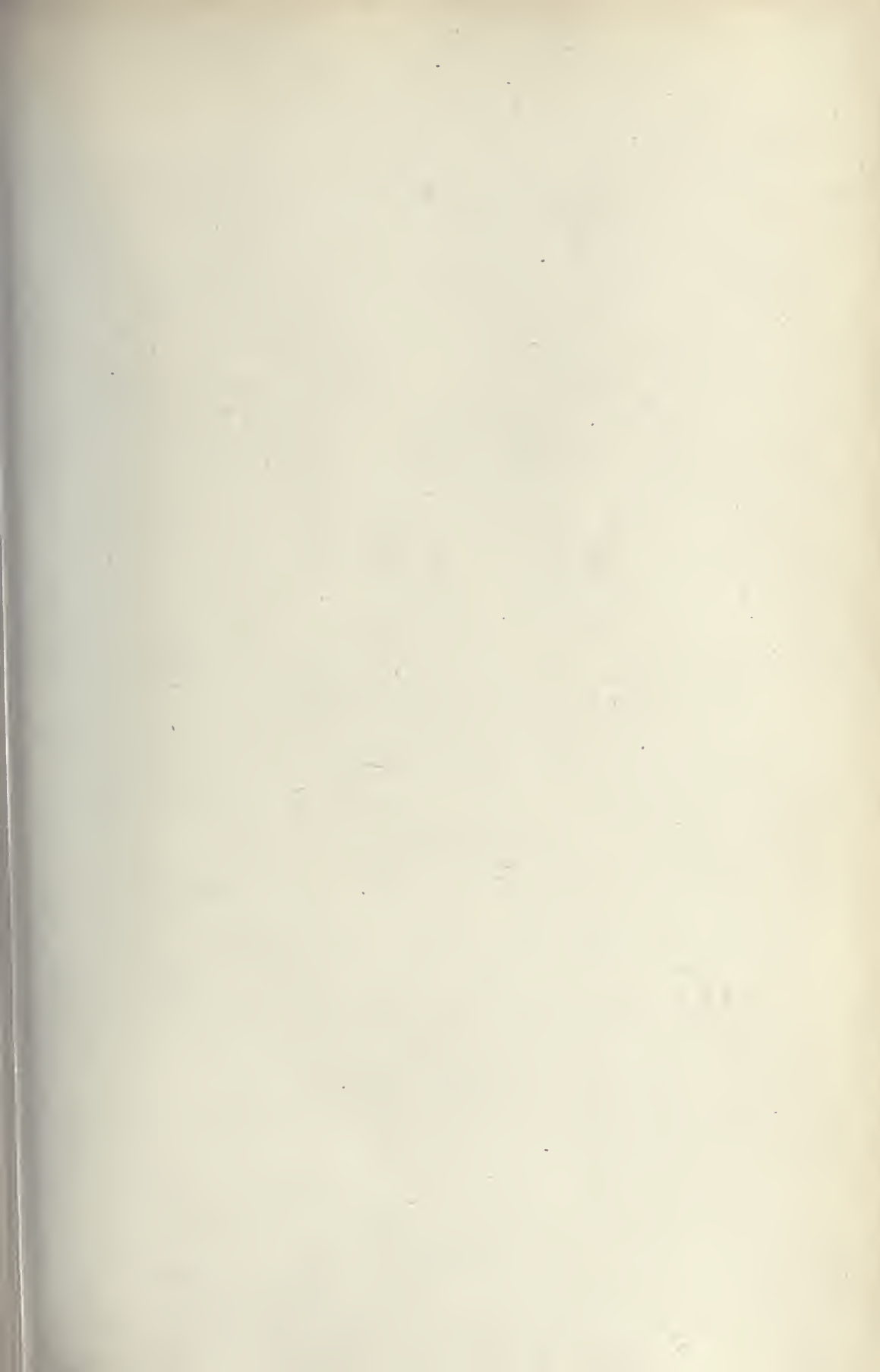
Commence-
ment of Act.

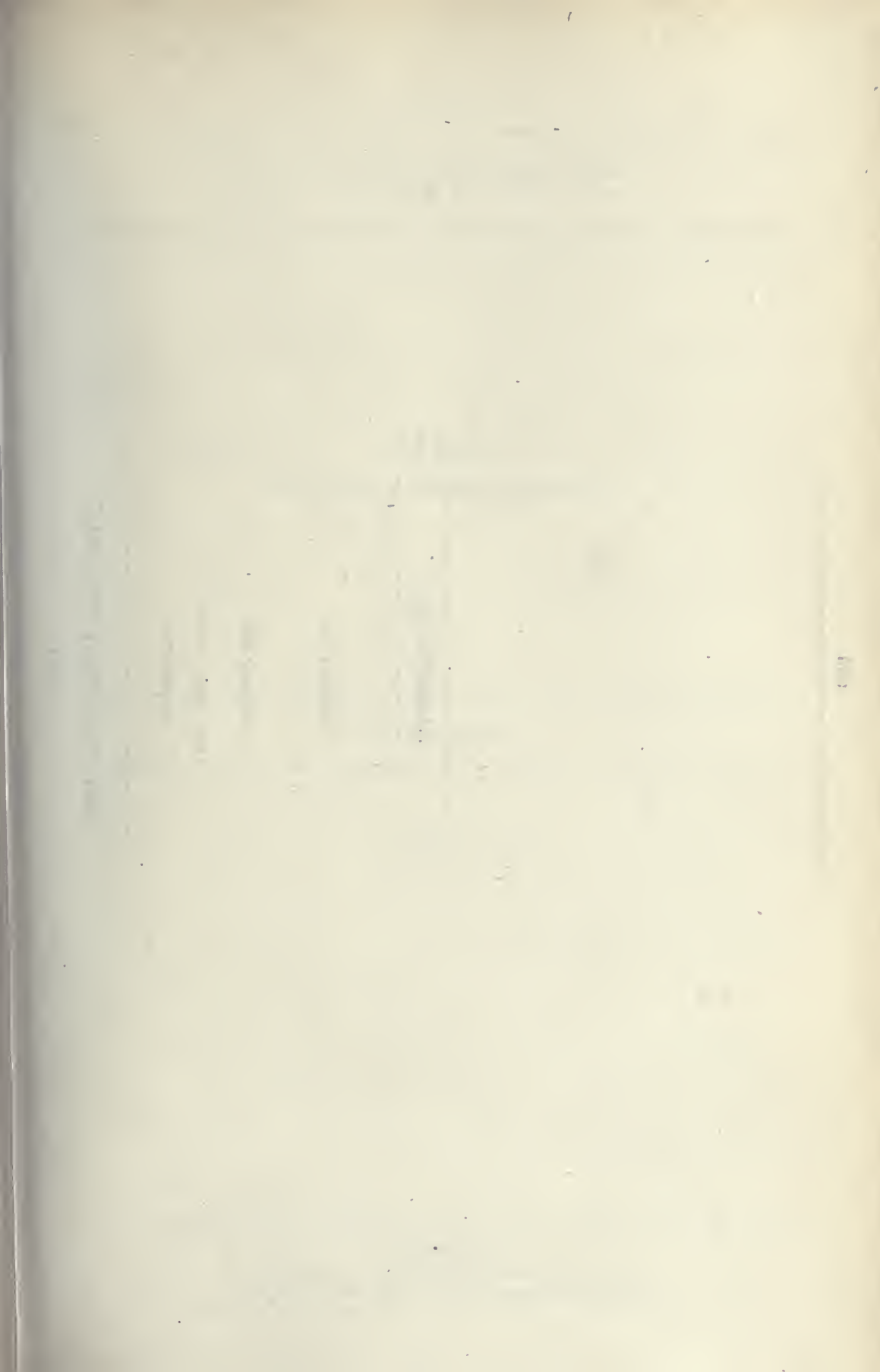
16. *The Crown Attorneys Act*, section 8 of *The Statute Law Amendment Act, 1942*, *The Crown Attorneys Amendment Act, 1947*, section 10 of *The General Sessions Act* and section 1 of *The General Sessions Amendment Act, 1941*, are repealed.

17. This Act shall come into force on the 1st day of July, 1949.

Short title.

18. This Act may be cited as *The Crown Attorneys Act, 1949*.





BILL

The Crown Attorneys Act, 1949.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

No. 50

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Crown Attorneys Act, 1949.

MR. BLACKWELL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

The Crown Attorneys Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Lieutenant-Governor in Council may appoint a ^{Appointment.} Crown attorney for each county and for each provisional judicial district. R.S.O. 1937, c. 137, s. 1, *amended*.

2. The Lieutenant-Governor in Council may appoint one ^{Assistant Crown attorneys.} or more assistant Crown attorneys for any county or provisional judicial district who shall act under the direction of the Crown attorney and when so acting shall have the like powers and perform the like duties as the Crown attorney. *New*.

3. No person shall be appointed a Crown attorney or ^{Qualification.} assistant Crown attorney or act in either of such capacities who is not a member of the Bar of Ontario. R.S.O. 1937, c. 137, s. 2, *amended*.

4.—(1) Where the Crown attorney is unavoidably absent ^{Pro tem appointment.} or ill and there is no assistant Crown attorney, a judge of the county or district court for the county or district may appoint a member of the Bar of Ontario to act for the Crown attorney during his absence or illness.

(2) Notice of the appointment containing a statement ^{Notice.} as to the cause thereof shall be sent by the judge to the Attorney General forthwith after making the appointment.

(3) The Lieutenant-Governor in Council may annul any ^{Power to annul.} such appointment at any time. R.S.O. 1937, c. 137, s. 9, *amended*.

5.—(1) Except in the County of York every Crown attorney ^{Clerk of the peace.} shall be *ex officio* clerk of the peace for the county or district for which he is Crown attorney. R.S.O. 1937, c. 104, s. 10 (3), *amended*.

(2) In the County of York the offices of Crown attorney ^{York County.}

and clerk of the peace may be held by different persons. R.S.O. 1937, c. 104, s. 10 (5).

Court
duties.

(3) Where the offices of Crown attorney and clerk of the peace are held by the same person, the duties that the clerk of the peace is required to perform in the court room during the sittings of the court of general sessions of the peace and of the county or district court judges' criminal court shall be performed by the clerk of the county or district court. 1941, c. 21, s. 1, *amended*.

Remunera-
tion.

6.—(1) Unless it is otherwise provided by the Lieutenant-Governor in Council every Crown attorney shall be entitled to the fees of his office, including the fees received from his office as clerk of the peace. *New*.

Commuta-
tion of fees.

(2) The Lieutenant-Governor in Council may commute the fees payable to a Crown attorney, including the fees receivable from his office as clerk of the peace, for a fixed annual sum, and may from time to time fix an annual allowance to cover the expenses of his office. R.S.O. 1937, c. 137, s. 12 (1, 3).

Assistants.

(3) Every assistant Crown attorney shall be entitled to such per diem allowance or such salary as may be fixed by the Lieutenant-Governor in Council.

Pro tem
Crown
attorneys.

(4) Every Crown attorney appointed *pro tem* by a judge of a county or district court shall be entitled to the fees of his office, including the fees receivable from his office as clerk of the peace. *New*.

Security.

7. Every Crown attorney shall give security for the due performance of the duties of his office and for the due payment of all moneys received by him by virtue thereof, in such sum, and with so many sureties, and in such manner and form as the Lieutenant-Governor in Council directs. R.S.O. 1937, c. 137, s. 3.

Oath of
office.

8. Every Crown attorney and every assistant Crown attorney, before he enters upon his duties, shall take and prescribe before a judge of the county or district court of the county or district for which he is appointed the following oath:

I swear that I will truly and faithfully, according to the best of my skill and ability, execute the duties, powers and trusts of Crown attorney (*or* assistant Crown attorney) for the County (*or* District) of.....without favour or affection to any party: So help me God.

R.S.O. 1937, c. 137, s. 4, *amended*.

Prohibition
against
acting for
persons
charged
with
offences.

9. No Crown attorney or assistant Crown attorney shall, by himself or through any partner in the practice of law,

act or be directly or indirectly concerned as counsel or solicitor for any person in respect of any offence charged against such person under the laws in force in Ontario. R.S.O. 1937, c. 137, s. 5, *amended*.

10. The Crown attorney shall aid in the local administration of justice and perform the duties that are assigned to Crown attorneys under the laws in force in Ontario, and without restricting the generality of the foregoing, every Crown attorney shall,— Duties,—

- (a) examine informations, examinations, depositions, recognizances, inquisitions and papers connected with offences against the laws in force in Ontario which the magistrates, justices of the peace and coroners are required to transmit to him, and, where necessary, cause such charges to be further investigated, and additional evidence to be collected, and sue out process to compel the attendance of witnesses and the production of papers, so that prosecutions may not be delayed unnecessarily or fail through want of proof; to examine information, etc.;
- (b) conduct, on the part of the Crown, preliminary hearings of indictable offences and prosecutions for indictable offences, to conduct prosecutions;
 - (i) at the sittings of the Supreme Court where no law officer of the Crown or other counsel has been appointed by the Attorney General,
 - (ii) at the court of general sessions of the peace,
 - (iii) at the county or district court judges' criminal court, and
 - (iv) before magistrates in summary trials under Part XVI of the *Criminal Code* (Canada), R.S.C., c. 36.

in the same manner as the law officers of the Crown conduct similar prosecutions at the sittings of the Supreme Court, and with the like rights and privileges, and attend to all criminal business at such courts;
- (c) where a law officer of the Crown or other counsel has been appointed by the Attorney General, special Crown counsel; deliver to the Crown officer or other counsel all papers connected with the criminal business at the sittings of the Supreme Court before the opening

of the Court and, if required, be present at the Court and assist the Crown officer or other counsel;

cases
brought
by private
prosecutors;

- (d) watch over cases conducted by private prosecutors and, without unnecessarily interfering with private individuals who wish in such cases to prosecute, assume wholly the conduct of the case where justice towards the accused seems to demand his interposition;

summary
conviction
matters;

- (e) where in his opinion the public interest so requires, conduct proceedings in respect of any offence punishable on summary conviction;

government
prosecu-
tions.

- (f) when requested in writing, cause prosecutions for offences against any Act of this Legislature to be instituted on behalf of any governmental department or agency and conduct such prosecutions to judgment and to appeal, if so instructed;

summary
conviction
appeals;

- (g) where in his opinion the public interest so requires, conduct appeals to the county or district court for offences punishable on summary conviction;

justices of
the peace;

- (h) advise justices of the peace with respect to offences against the laws in force in Ontario;

forms;

- (i) procure the necessary forms for the use of justices of the peace, and supply the same as needed, the expense of which shall be paid out of the county funds as part of the expenses connected with the administration of justice, except where such forms are supplied by the county council through the clerk of the county or the clerk of the peace; and

bail.

- (j) where a prisoner is in custody charged with or convicted of any offence and an application is made for bail, inquire into the facts and circumstances and satisfy himself as to the sufficiency of the surety or sureties offered, and examine and approve of the bail bonds where bail is ordered. R.S.O. 1937, c. 137, ss. 6, 7, 19, *amended*.

Magistrates
and justices
to deliver
informa-
tions, etc.,
to Crown
attorney.

11. Where a person is committed for trial to answer a criminal charge the committing magistrate or justice of the peace shall deliver or cause to be delivered without delay to the Crown attorney the informations, depositions, examinations, recognizances and papers connected with the charge, and the Crown attorney shall be the "proper officer of the court by which the accused is to be tried" within the meaning

of section 695 of the *Criminal Code* (Canada) and, where an information has been laid or complaint made before a justice of the peace, whether proceedings have been taken thereon or not, the justice shall deliver to the Crown attorney all papers connected therewith on being by him required so to do. R.S.O. 1937, c. 137, s. 8, *amended*. R.S.C.,
c. 36.

12. Every Crown attorney, except a Crown attorney on fees, shall collect all fees payable to him as Crown attorney and clerk of the peace, other than those payable by the Province either directly or by way of refund to the county, and remit the same to the Inspector of Legal Offices by cheque payable to the Treasurer of Ontario, quarterly on the 1st day of January, April, July and October in each year, together with a statement showing the fees collected. R.S.O. 1937, c. 137, s. 12 (5), *amended*. Collection
and pay-
ment over
of fees,—
quarterly
returns.

13. Every Crown attorney and clerk of the peace shall, on or before the 31st day of January in every year, make to the Inspector of Legal Offices a return, verified by statutory declaration, of the aggregate amount of the fees and emoluments of his office during the preceding year, up to and including the 31st day of December. R.S.O. 1937, c. 137, s. 13, *amended*. Annual
returns.

14.—(1) The City of Toronto and the County of York shall have one Crown attorney, who shall be known as the Crown Attorney for the City of Toronto and the County of York, and such assistant Crown attorneys as may be deemed necessary by the Lieutenant-Governor in Council. R.S.O. 1937, c. 137, Part II, *part, amended*. Toronto
and York.

(2) The Corporation of the City of Toronto shall provide suitable office accommodation, furniture and stationery, with light and heat, for the Crown attorney, his assistants and staff, to be approved by the Attorney General, and the expenses so incurred shall be borne and apportioned and paid as part of the expenses of the administration of justice in the County of York. R.S.O. 1937, c. 137, s. 22. Idem.

15. The Lieutenant-Governor in Council may make regulations,— Regulations.

- (a) prescribing fees and travelling allowances for Crown attorneys or any class thereof in connection with prosecutions instituted on behalf of any governmental department or agency, and providing for the payment and disposition thereof;
- (b) prescribing fees and travelling allowances for Crown attorneys or any class thereof in connection with

appeals to the county or district court for offences punishable on summary conviction, and providing for the payment thereof;

(c) fixing the responsibility for the payment of fees of Crown attorneys where a municipality or a governmental department or agency is entitled to the fine imposed or any portion thereof;

Rev. Stat.,
c. 136.

(d) providing that counsel fees collected from defendants under *The Summary Convictions Act* shall be credited on the Crown attorney's fees that are properly payable to him by a municipality or a governmental department or agency;

(e) providing fees and charges payable to Crown attorneys not otherwise provided for under this or any other Act, and providing for the payment thereof;

(f) for carrying out the provisions of any Act imposing duties upon or touching the office of Crown attorney;

(g) with respect to the prosecution by Crown attorneys of offenders against the laws in force in Ontario;

(h) respecting any other matter necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1937, c. 137, ss. 10 (2), 14, *amended*.

Rev. Stat.,
c. 137; 1942,
c. 34, s. 8;
1947, c. 23.
Rev. Stat.,
c. 104, s. 10;
1941, c. 21,
s. 1, re-
pealed.

Commence-
ment of Act.

16. *The Crown Attorneys Act*, section 8 of *The Statute Law Amendment Act, 1942*, *The Crown Attorneys Amendment Act, 1947*, section 10 of *The General Sessions Act* and section 1 of *The General Sessions Amendment Act, 1941*, are repealed.

17. This Act shall come into force on the 1st day of July, 1949.

Short title.

18. This Act may be cited as *The Crown Attorneys Act, 1949*.



BILL

The Crown Attorneys Act, 1949.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. BLACKWELL

No. 51

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Deserted Wives' and Children's
Maintenance Act.

MR. BLACKWELL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

Under section 2 of *The Deserted Wives' and Children's Maintenance Act* a father who has deserted his child may be ordered by the court to pay a weekly sum for its maintenance and in the order the court may make provisions as to the custody, etc., of the child.

While the Act provides procedures to deal with default on the maintenance aspect, no power exists to deal with contempt of the custody and right of access parts of such orders.

The new subsection is designed to provide proper sanctions in such instances.

BILL

An Act to amend The Deserted Wives' and Children's Maintenance Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 2 of *The Deserted Wives' and Children's Maintenance Act*, as amended by section 1 of *The Deserted Wives' and Children's Maintenance Amendment Act, 1948*, is further amended by adding thereto the following subsection: Rev. Stat., c. 211, s. 2, amended.

- (4) Every person who wilfully resists any provision as to custody and right of access in any order made under this section shall be guilty of contempt and on summary conviction before the magistrate or judge or any magistrate or judge having jurisdiction in the court in which the order was made shall be liable to a penalty not exceeding \$100 or to imprisonment for a term not exceeding three months or to both fine and imprisonment. Contempt of custody orders.

2. This Act may be cited as *The Deserted Wives' and Children's Maintenance Amendment Act, 1949*. Short title.

BILL

An Act to amend 'The Deserted Wives' and
Children's Maintenance Act.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

No. 51

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Deserted Wives' and Children's
Maintenance Act.

MR. BLACKWELL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act to amend The Deserted Wives' and Children's Maintenance Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 2 of *The Deserted Wives' and Children's Maintenance Act*, as amended by section 1 of *The Deserted Wives' and Children's Maintenance Amendment Act, 1948*, is further amended by adding thereto the following subsection:

Rev. Stat.,
c. 211, s. 2,
amended.

- (4) Every person who wilfully resists any provision as to custody and right of access in any order made under this section shall be guilty of contempt and on summary conviction before the magistrate or judge or any magistrate or judge having jurisdiction in the court in which the order was made shall be liable to a penalty not exceeding \$100 or to imprisonment for a term not exceeding three months or to both fine and imprisonment.

Contempt
of custody
orders.

2. This Act may be cited as *The Deserted Wives' and Children's Maintenance Amendment Act, 1949*.

Short title.

BILL

An Act to amend 'The Deserted Wives' and
Children's Maintenance Act.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

March 7th, 1949

Mr. BLACKWELL.

No. 52

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Crown Witnesses Act.

MR. BLACKWELL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

This bill increases the fees and allowances payable to witnesses at the trials of persons charged with indictable offences. One-third is payable by the Province and the remainder by the county.

At the present time the basic rate is \$1.50 per day and a travelling allowance of not more than 20 cents per mile, one way.

BILL

An Act to amend The Crown Witnesses Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 2 of *The Crown Witnesses Act*, as re-enacted by subsection 1 of section 11 of *The Statute Law Amendment Act, 1943*, is repealed and the following substituted therefor:

Rev. Stat.,
c. 142, s. 2,
subs. 1
(1943, c. 28,
s. 11,
subs. 1),
re-enacted.

- (1) The judge may grant to any person who attends at the instance of the Crown to give evidence an order for the payment of such sum as he deems proper not more than is provided for in the Schedule to this Act, provided that the sum ordered to be paid may be increased upon the fiat of the Attorney General in order that the witness may be reasonably compensated for his attendance at the trial.

Compensa-
tion to
Crown
witnesses.

2. *The Crown Witnesses Act* is amended by adding thereto the following schedule:

Rev. Stat.,
c. 142,
amended.

SCHEDULE

WITNESS FEES AND ALLOWANCES

1. Attending trial, each day—\$3.

Barristers, solicitors, physicians and surgeons when called upon to give evidence in consequence of any professional service rendered by them or to give professional opinions, each day—\$7.

Engineers, accountants, surveyors and architects when called upon to give evidence in consequence of any professional service rendered by them or to give evidence depending upon their skill or judgment, each day—\$7.

2. Where witness resides more than three miles from place of trial and travels by public conveyance other than taxi, the amounts reasonably and actually paid; where he travels in his own automobile, 8 cents for each mile necessarily travelled, but if a public conveyance other than taxi is available no witness shall be allowed mileage of more than 200 miles in respect of each day.

Where the witness is required to attend trial on more than one day and returns to his place of residence at night the allowance may be in respect of each day's attendance.

3. Where the witness resides elsewhere and is required to remain at the place of trial overnight, the amount reasonably and actually paid for living expenses, but not more than \$6 for each day.

Commence-
ment of Act.

3. This Act shall come into force on the 1st day of July, 1949.

Short title.

4. This Act may be cited as *The Crown Witnesses Amendment Act, 1949*.

BILL
An Act to amend The Crown Witnesses
Act

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Crown Witnesses Act.

MR. BLACKWELL

BILL

An Act to amend The Crown Witnesses Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 2 of *The Crown Witnesses Act*, Rev. Stat., c. 142, s. 2, subs. 1 (1943, c. 28, s. 11, subs. 1), re-enacted. as re-enacted by subsection 1 of section 11 of *The Statute Law Amendment Act, 1943*, is repealed and the following substituted therefor:

- (1) The judge may grant to any person who attends at the instance of the Crown to give evidence an order for the payment of such sum as he deems proper but not more than is provided for in the Schedule to this Act, provided that the sum ordered to be paid may be increased upon the fiat of the Attorney General in order that the witness may be reasonably compensated for his attendance at the trial. Compensation to Crown witnesses.

2. *The Crown Witnesses Act* is amended by adding thereto the following schedule: Rev. Stat., c. 142, amended.

SCHEDULE

WITNESS FEES AND ALLOWANCES

1. Attending trial, each day—\$3.

Barristers, solicitors, physicians and surgeons when called upon to give evidence in consequence of any professional service rendered by them or to give professional opinions, each day—\$7.

Engineers, accountants, surveyors and architects when called upon to give evidence in consequence of any professional service rendered by them or to give evidence depending upon their skill or judgment, each day—\$7.

2. Where witness resides more than three miles from place of trial and travels by public conveyance other than taxi, the amounts reasonably and actually paid; where he travels in his own automobile, 8 cents for each mile necessarily travelled, but if a public conveyance other than taxi is available no witness shall be allowed mileage of more than 200 miles in respect of each day.

Where the witness is required to attend trial on more than one day and returns to his place of residence at night the allowance may be in respect of each day's attendance.

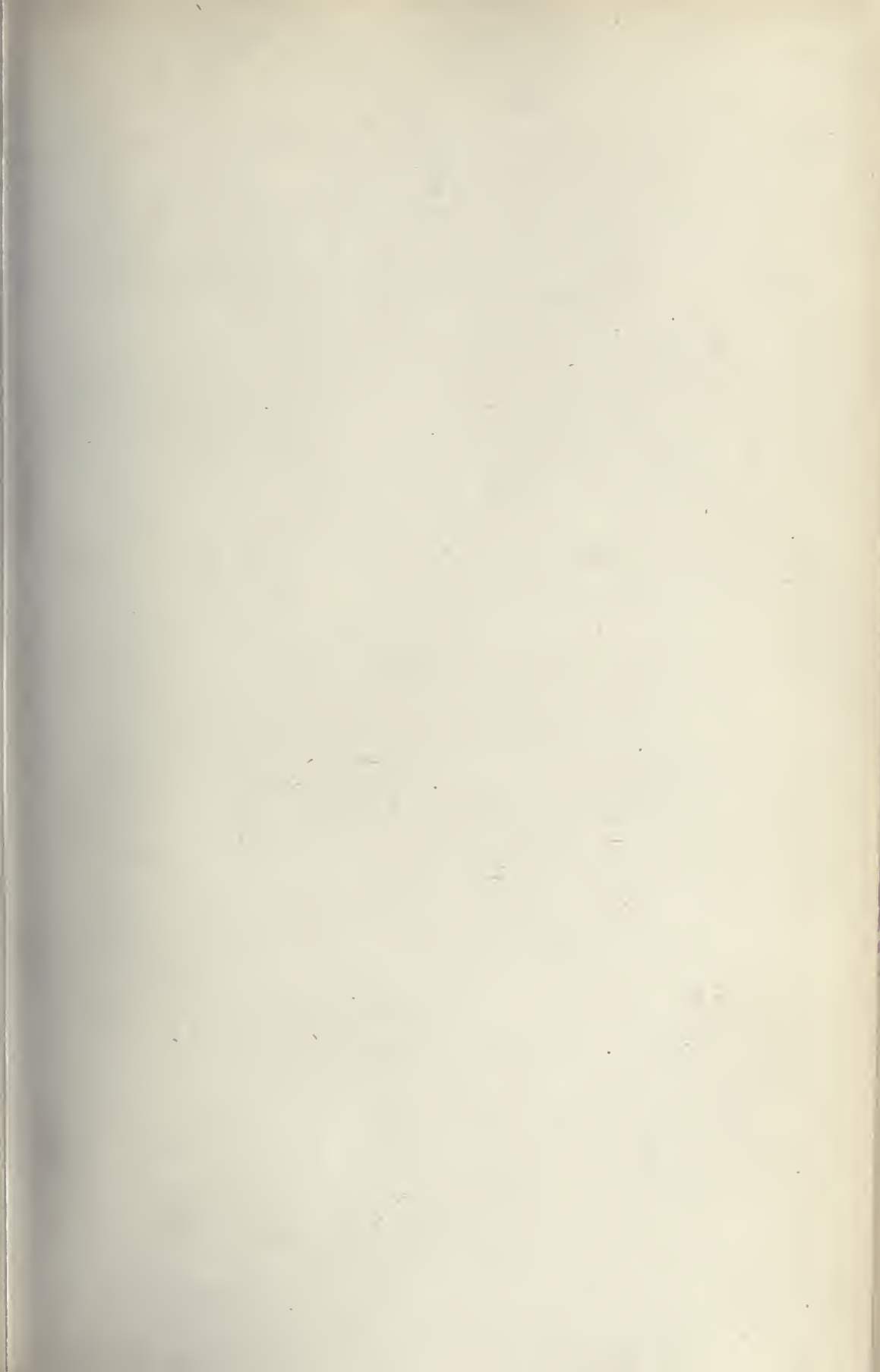
3. Where the witness resides elsewhere and is required to remain at the place of trial overnight, the amount reasonably and actually paid for living expenses, but not more than \$6 for each day.

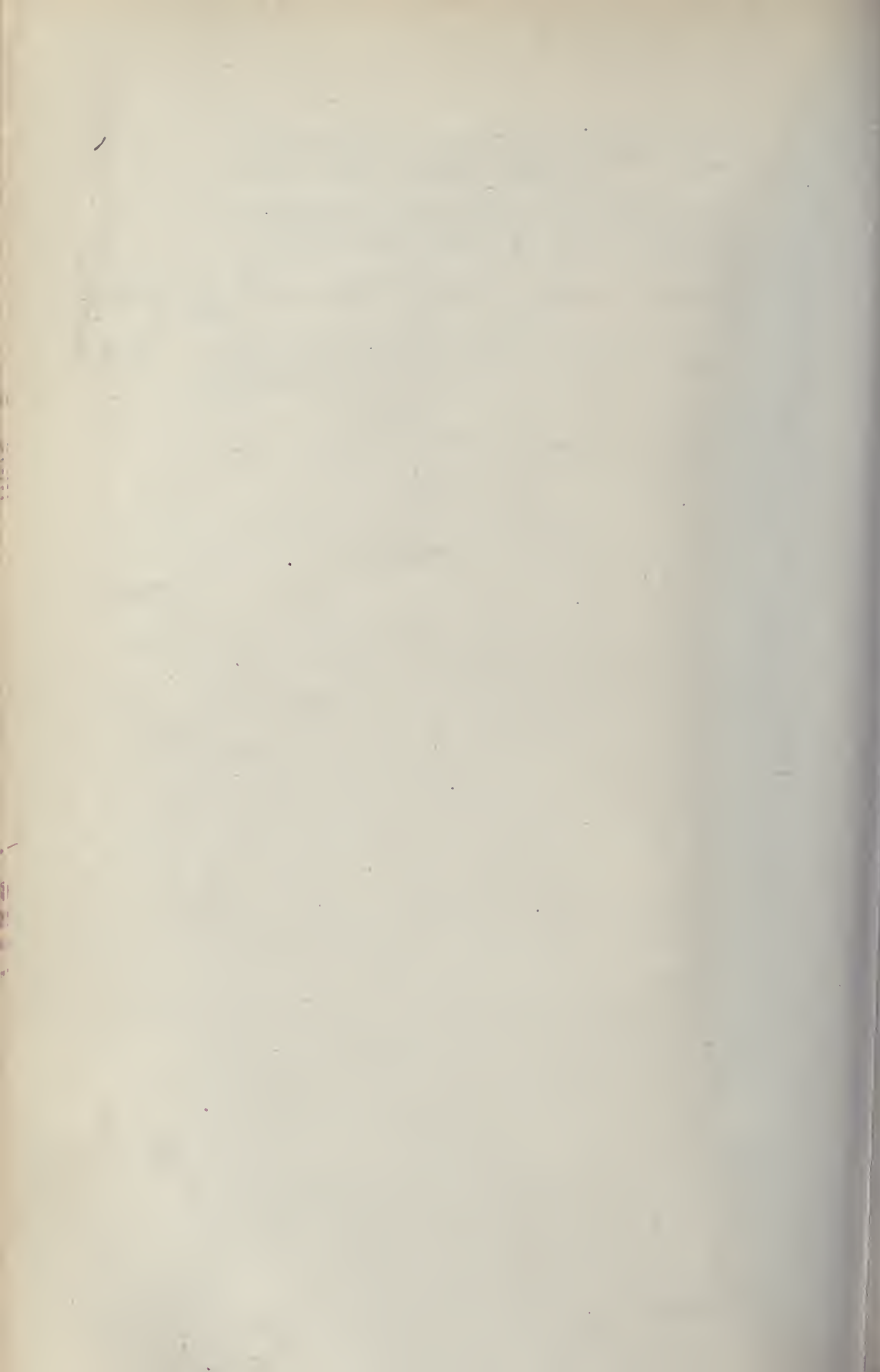
Commence-
ment of Act.

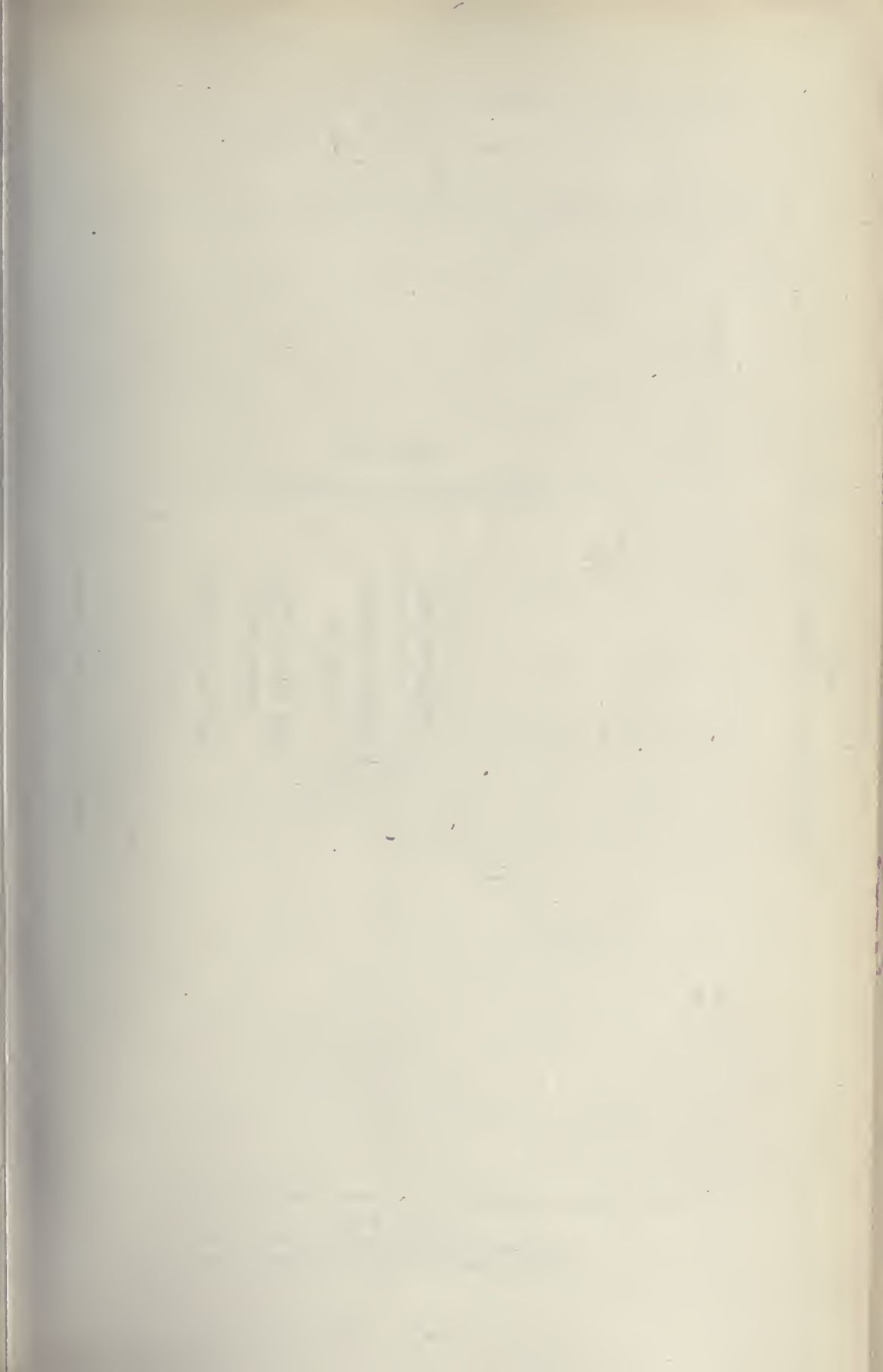
3. This Act shall come into force on the 1st day of July, 1949.

Short title.

4. This Act may be cited as *The Crown Witnesses Amendment Act, 1949*.







BILL
An Act to amend The Crown Witnesses
Act

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. BLACKWELL

No. 53

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Division Courts Act.

MR. BLACKWELL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANTORY NOTES

SECTION 1. This section raises the jurisdiction of the division courts to \$200 in cases where it is now \$120, that is, in personal actions.

BILL

An Act to amend The Division Courts Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 54 of *The Division Courts Act* is repealed and the following substituted therefor: Rev. Stat., c. 107, s. 54, re-enacted.

54.—(1) Save as otherwise provided by this Act the court shall have jurisdiction in,— Cases in which court has jurisdiction.

- (a) a personal action where the amount claimed does not exceed \$200;
- (b) an action on a claim or demand of debt, account, or breach of contract, or covenant, or money demand, whether payable in money or otherwise, where the amount or balance claimed does not exceed \$200; provided that in the case of an unsettled account the whole account does not exceed \$1,000;
- (c) an action for the recovery of a debt or money demand, where the amount claimed, exclusive of interest, whether the interest is payable by contract or as damages, does not exceed \$400 and the amount claimed is,
 - (i) ascertain by the signature of the defendant or of the person whom as executor, or administrator he represents, or
 - (ii) the balance of an amount not exceeding \$400 which amount is so ascertained, or
 - (iii) the balance of an amount so ascertained which did not exceed \$800, and the plaintiff abandons the excess over \$400, but

an amount shall not be deemed to be so ascertained where it is necessary for the plaintiff to give other and extrinsic evidence beyond the production of a document and proof of the signature to it; and the jurisdiction conferred by this clause shall apply to claims and proceedings against an absconding debtor;

- (d) an action or contestation for the determination of the right of a creditor to rank upon an insolvent estate where the claim of the creditor does not exceed \$200.

Combining
causes of
action.

(2) Claims combining,—

- (a) causes of action in respect of which the jurisdiction is by subsection 1 limited to \$200 hereinafter referred to as class (a);

- (b) causes of action in respect of which the jurisdiction is by subsection 1 limited to \$400 hereinafter referred to as class (b),

may be joined in one action; provided that the whole amount claimed in respect of class (a) does not exceed \$200, and that the whole amount claimed in respect of classes (a) and (b) combined, or in respect of class (b) where no claim is made in respect of class (a) does not exceed \$400.

Separate
findings on
combined
claims.

- (3) The findings of the court upon claims so joined shall be separate.

Replevin.

- (4) Where the value of property distrained, taken or detained does not exceed \$200, and the title to the land is not brought into question, an action of replevin may be brought in the court for the division within which the defendant or one of the defendants resides or carries on business, or where the property was distrained, taken or detained and *The Replevin Act* shall *mutatis mutandis* apply to such action.

Rev. Stat.,
c. 99.

Actions
between
teachers and
school
boards.
Rev. Stat.,
cc. 326, 323
and 328.

- (5) The court shall also have jurisdiction in actions between teachers and school boards as provided by *The High Schools Act*, *The Public Schools Act* and *The Separate Schools Act*.

1937, c. 20,
s. 4, re-
pealed.

2. Section 4 of *The Division Courts Amendment Act, 1937* is repealed.

Commence-
ment of Act.

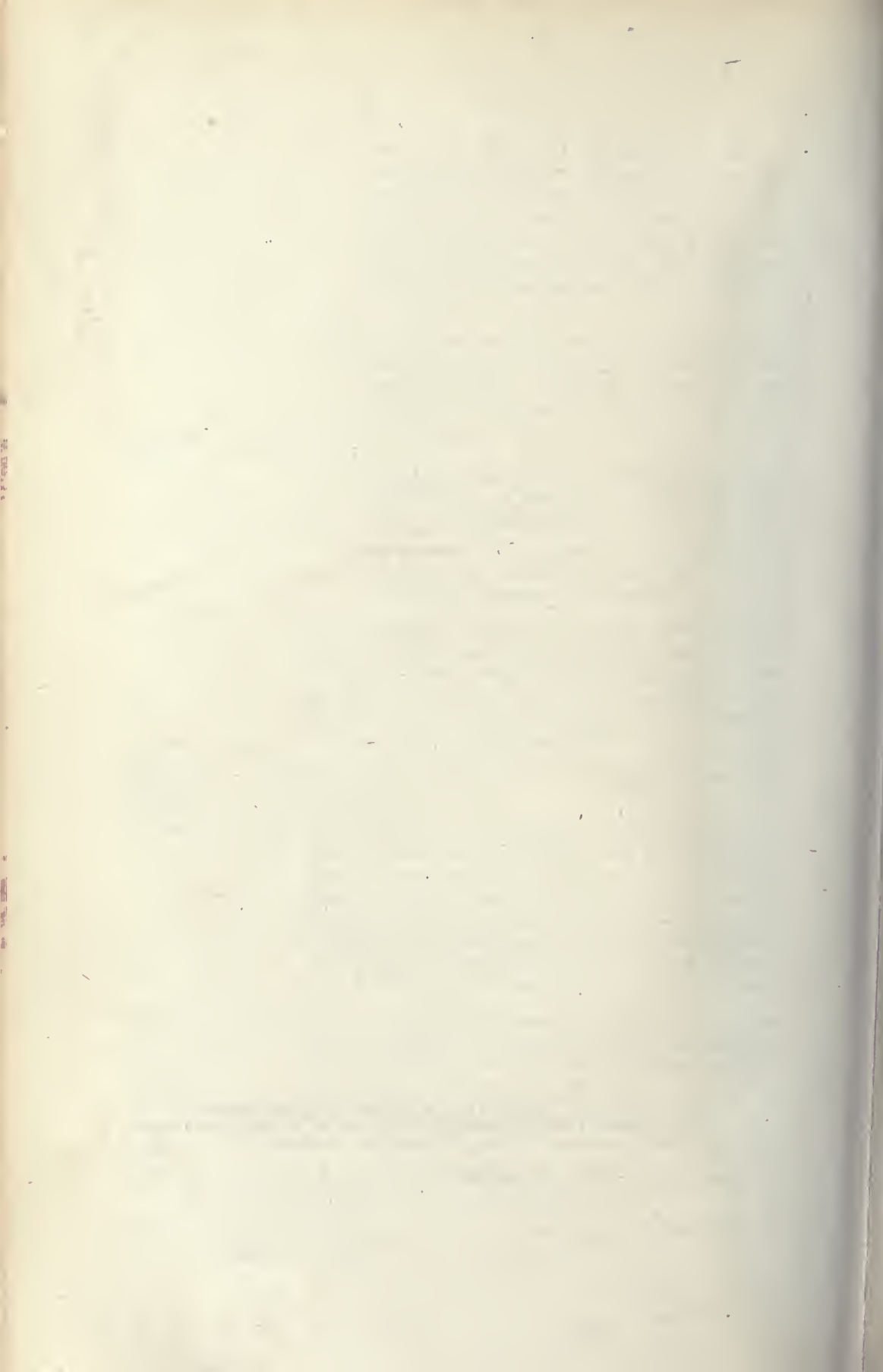
3. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation.

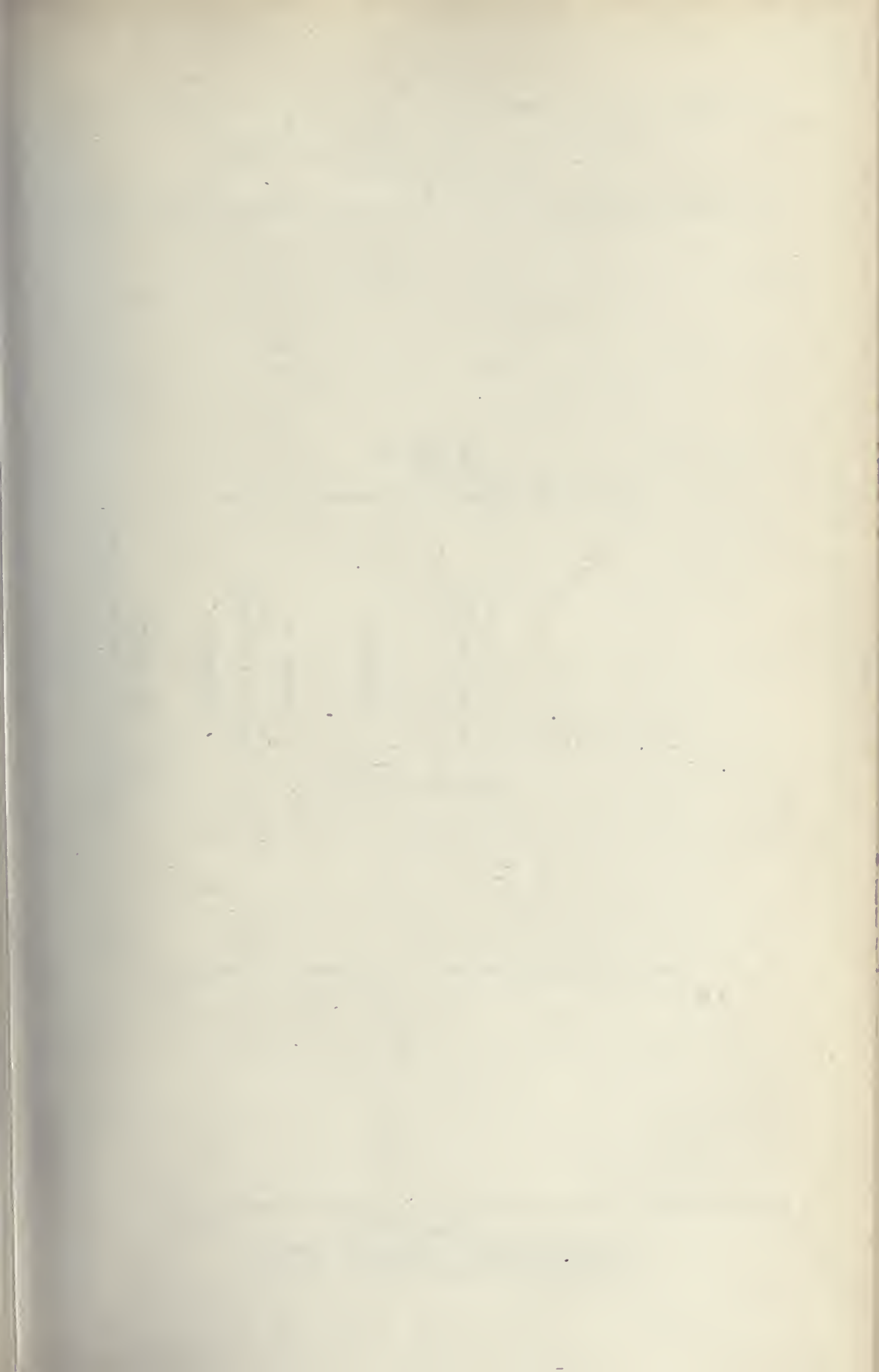
Short title.

4. This Act may be cited as *The Division Courts Amendment Act, 1949*.

SECTION 2. Section 4 of *The Division Courts Amendment Act, 1937* provides for a similar increase in jurisdiction but it was not and cannot now be proclaimed in force. It is therefore repealed.

SECTION 3. Self explanatory.





BILL
An Act to amend The Division
Courts Act.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Division Courts Act.

MR. BLACKWELL

(Reprinted as amended in Committee of the Whole House.)

EXPLANATORY NOTES

SECTION 1. This section raises the jurisdiction of the division courts to \$200 in cases where it is now \$120, that is, in personal actions.

BILL

An Act to amend The Division Courts Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 54 of *The Division Courts Act* is repealed and the following substituted therefor: Rev. Stat.,
c. 107, s. 54,
re-enacted.

54.—(1) Save as otherwise provided by this Act the court shall have jurisdiction in,— Cases in
which court
has juris-
diction.

(a) a personal action where the amount claimed does not exceed \$200;

(b) a personal action if all the parties thereto consent in writing, and the amount claimed does not exceed \$400;

(c) an action on a claim or demand of debt, account, or breach of contract, or covenant, or money demand, whether payable in money or otherwise, where the amount or balance claimed does not exceed \$200; provided that in the case of an unsettled account the whole account does not exceed \$1,000;

(d) an action for the recovery of a debt or money demand, where the amount claimed, exclusive of interest, whether the interest is payable by contract or as damages, does not exceed \$400 and the amount claimed is,

(i) ascertained by the signature of the defendant or of the person whom as executor, or administrator he represents, or

(ii) the balance of an amount not exceeding \$400 which amount is so ascertained, or

(iii) the balance of an amount so ascertained which did not exceed \$800, and the plaintiff abandons the excess over \$400, but

an amount shall not be deemed to be so ascertained where it is necessary for the plaintiff to give other and extrinsic evidence beyond the production of a document and proof of the signature to it; and the jurisdiction conferred by this clause shall apply to claims and proceedings against an absconding debtor;

- (e) an action or contestation for the determination of the right of a creditor to rank upon an insolvent estate where the claim of the creditor does not exceed \$200.

Combining
causes of
action.

(2) Claims combining,—

- (a) causes of action in respect of which the jurisdiction is by subsection 1 limited to \$200 hereinafter referred to as class (a);
- (b) causes of action in respect of which the jurisdiction is by subsection 1 limited to \$400 hereinafter referred to as class (b),

may be joined in one action; provided that the whole amount claimed in respect of class (a) does not exceed \$200, and that the whole amount claimed in respect of classes (a) and (b) combined, or in respect of class (b) where no claim is made in respect of class (a) does not exceed \$400.

Separate
findings on
combined
claims.

- (3) The findings of the court upon claims so joined shall be separate.

Replevin.

- (4) Where the value of property distrained, taken or detained does not exceed \$200, and the title to the land is not brought into question, an action of replevin may be brought in the court for the division within which the defendant or one of the defendants resides or carries on business, or where the property was distrained, taken or detained and *The Replevin Act* shall *mutatis mutandis* apply to such action.

Rev. Stat.,
c. 99.

Actions
between
teachers and
school
boards.
Rev. Stat.,
cc. 360, 357
and 362.

- (5) The court shall also have jurisdiction in actions between teachers and school boards as provided by *The High Schools Act*, *The Public Schools Act* and *The Separate Schools Act*.

1937, c. 20,
s. 4, re-
pealed.

2. Section 4 of *The Division Courts Amendment Act, 1937* is repealed.

Commence-
ment of Act.

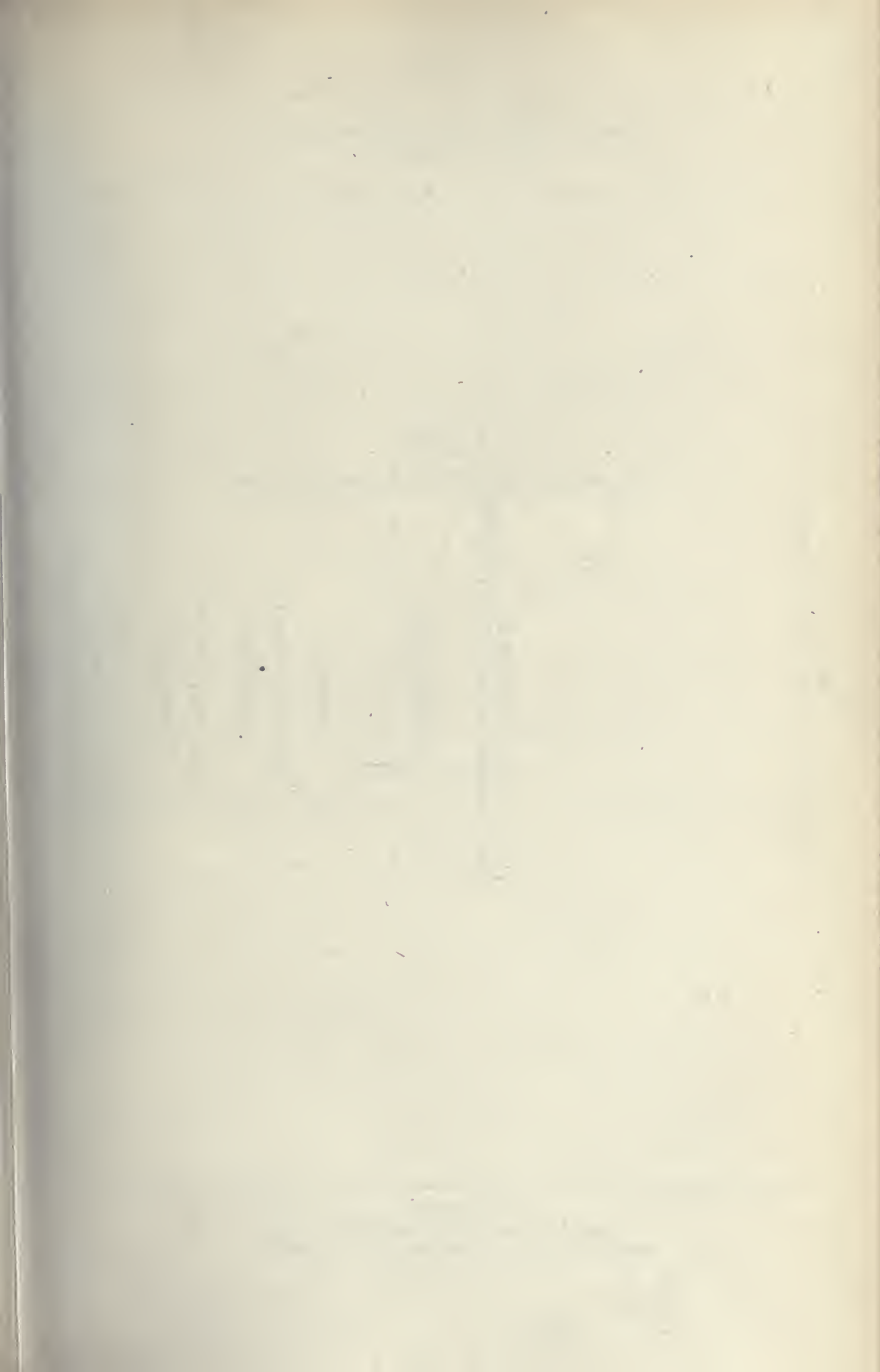
3. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation.

Short title.

4. This Act may be cited as *The Division Courts Amendment Act, 1949*.

SECTION 2. Section 4 of *The Division Courts Amendment Act, 1937* provides for a similar increase in jurisdiction but it was not and cannot now be proclaimed in force. It is therefore repealed.

SECTION 3. Self explanatory.



BILL

An Act to amend The Division
Courts Act.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

MR. BLACKWELL

*(Reprinted as amended in Committee of the
Whole House.)*

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Division Courts Act.

MR. BLACKWELL

TORONTO
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PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act to amend The Division Courts Act.

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1. Section 54 of *The Division Courts Act* is repealed and the following substituted therefor: Rev. Stat., c. 107, s. 54, re-enacted.

54.—(1) Save as otherwise provided by this Act the court shall have jurisdiction in,— Cases in which court has jurisdiction.

- (a) a personal action where the amount claimed does not exceed \$200;
- (b) a personal action if all the parties thereto consent in writing, and the amount claimed does not exceed \$400;
- (c) an action on a claim or demand of debt, account, or breach of contract, or covenant, or money demand, whether payable in money or otherwise, where the amount or balance claimed does not exceed \$200; provided that in the case of an unsettled account the whole account does not exceed \$1,000;
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 - (ii) the balance of an amount not exceeding \$400 which amount is so ascertained, or
 - (iii) the balance of an amount so ascertained which did not exceed \$800, and the plaintiff abandons the excess over \$400, but

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Rev. Stat.,
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- (5) The court shall also have jurisdiction in actions between teachers and school boards as provided by *The High Schools Act*, *The Public Schools Act* and *The Separate Schools Act*.

1937, c. 20,
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pealed.

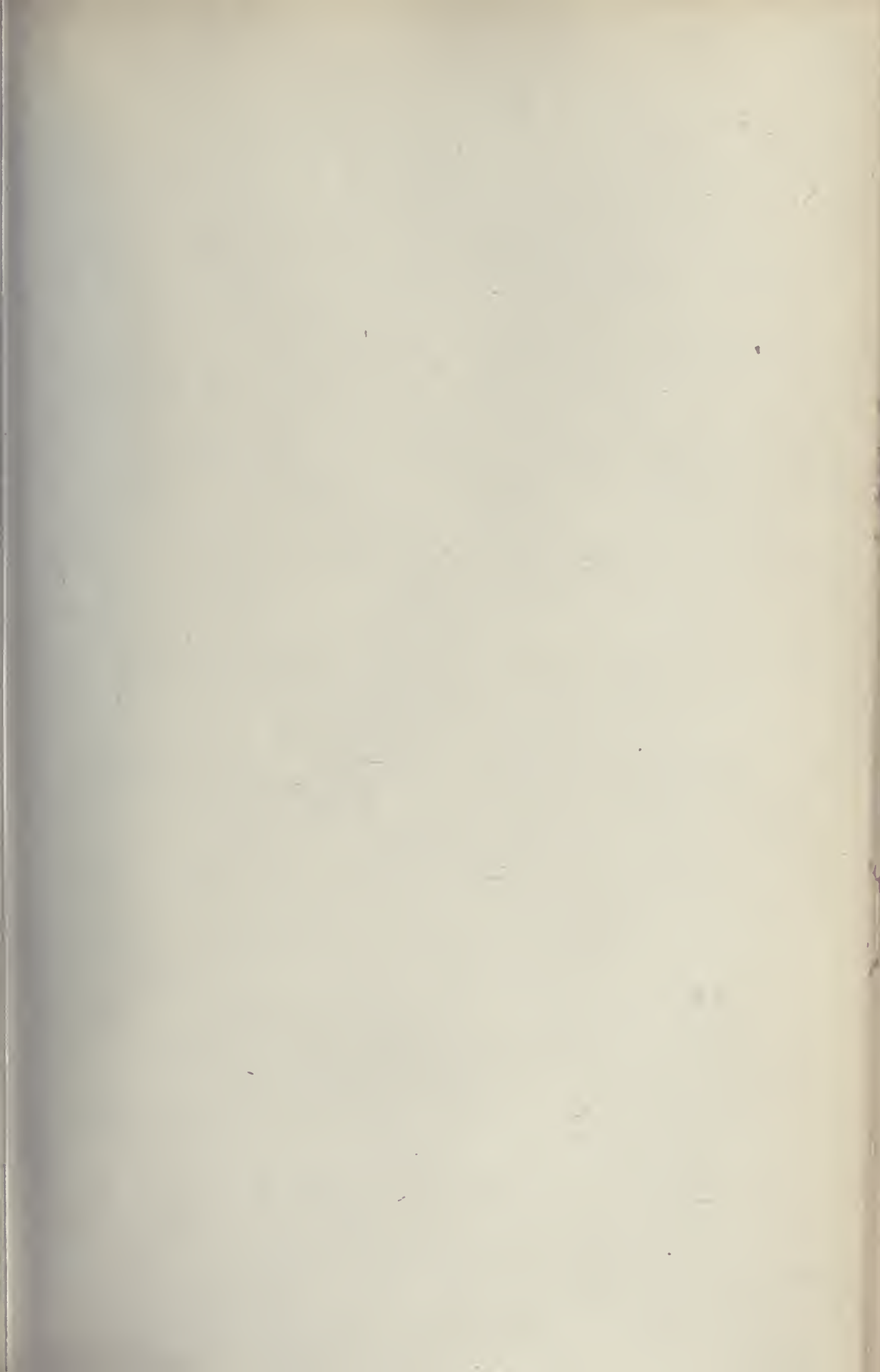
2. Section 4 of *The Division Courts Amendment Act, 1937* is repealed.

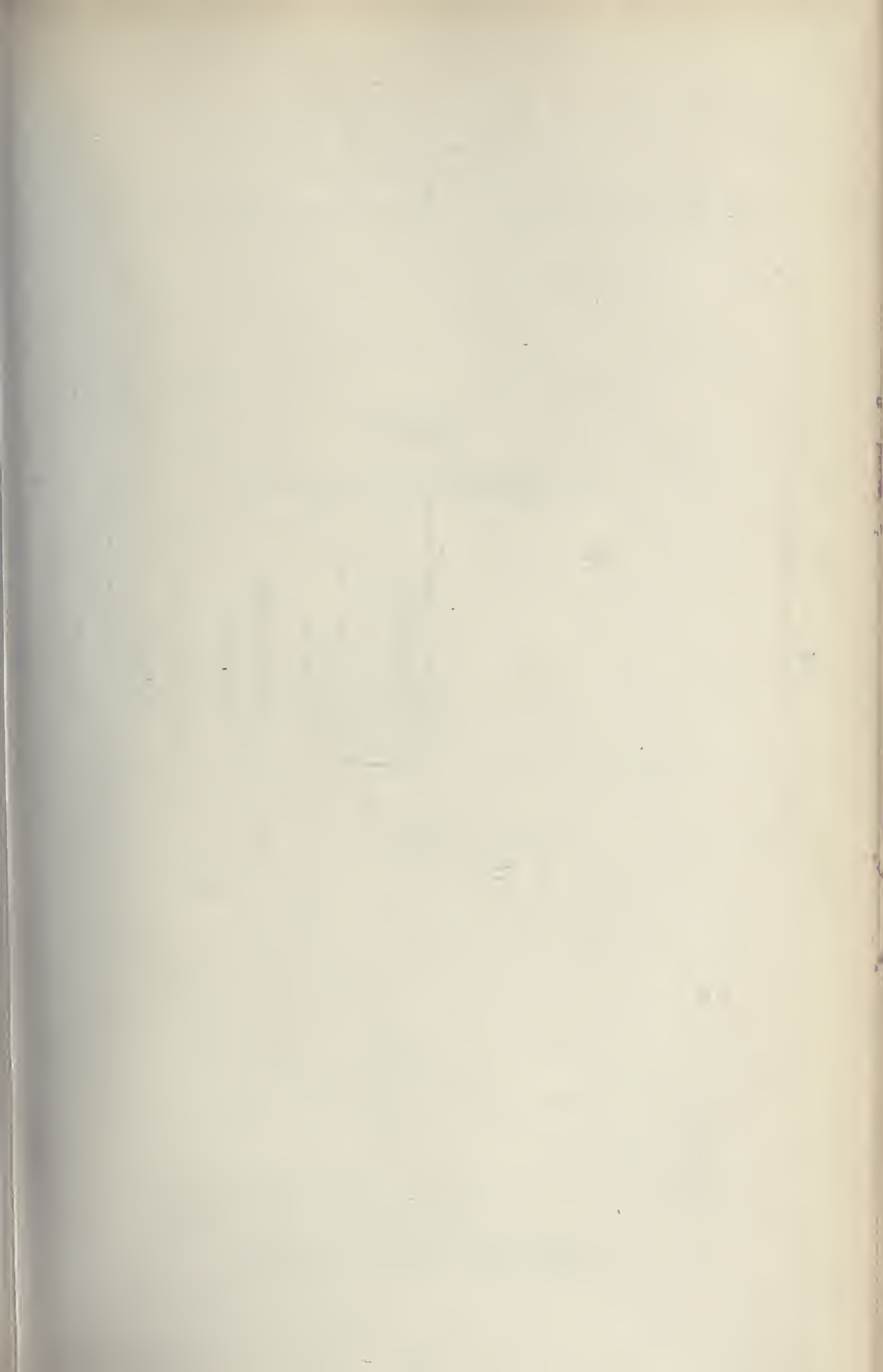
Commence-
ment of Act.

3. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation.

Short title.

4. This Act may be cited as *The Division Courts Amendment Act, 1949*.





BILL

An Act to amend The Division
Courts Act.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Judicature Act.

MR. BLACKWELL

EXPLANATORY NOTE

This bill provides for two additional justices of appeal and two additional judges of the High Court.

The obsolete portions of the present sections are deleted.

The Act will come into force by Proclamation.

BILL

An Act to amend The Judicature Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 4 as amended by section 3 of *The Judicature Amendment Act, 1938*, section 5 as amended by section 1 of *The Judicature Amendment Act, 1946*, and section 6 of *The Judicature Act* are repealed and the following substituted therefor: Rev. Stat., c. 100, ss. 4, 5, 6, re-enacted.

- 4.—(1) The Court of Appeal shall consist of a chief justice who shall be the president thereof and who shall be called the Chief Justice of Ontario, and nine other judges to be called justices of appeal. Court of Appeal.
- (2) Where the Chief Justice of Ontario is absent from the County of York or where he is for any reason unable or unwilling to act, his powers shall be exercised and his duties performed by the senior justice of appeal. Absence of Chief Justice.
5. The High Court shall consist of a chief justice who shall be the president thereof and who shall be called the Chief Justice of the High Court, and sixteen other judges. High Court of Justice.
- 6.—(1) The Chief Justice of Ontario shall have rank and precedence over all the other judges. Rank and precedence.
- (2) The Chief Justice of the High Court shall have rank and precedence next after the Chief Justice of Ontario. Idem.
- (3) The justices of appeal and the other judges shall have rank and precedence after the Chief Justice of the High Court and among themselves according to seniority of appointment. Idem.

2. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation. Commencement of Act.

3. This Act may be cited as *The Judicature Amendment Act, 1949*. Short title.

BILL

An Act to amend The Judicature Act.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

No. 54

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Judicature Act.

MR. BLACKWELL

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IN THE HOUSE OF REPRESENTATIVES

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BILL

An Act to amend The Judicature Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 4 as amended by section 3 of *The Judicature Amendment Act, 1938*, section 5 as amended by section 1 of *The Judicature Amendment Act, 1946*, and section 6 of *The Judicature Act* are repealed and the following substituted therefor:

- 4.—(1) The Court of Appeal shall consist of a chief justice who shall be the president thereof and who shall be called the Chief Justice of Ontario, and nine other judges to be called justices of appeal. Court of Appeal.
- (2) Where the Chief Justice of Ontario is absent from the County of York or where he is for any reason unable or unwilling to act, his powers shall be exercised and his duties performed by the senior justice of appeal. Absence of Chief Justice.
5. The High Court shall consist of a chief justice who shall be the president thereof and who shall be called the Chief Justice of the High Court, and sixteen other judges. High Court of Justice.
- 6.—(1) The Chief Justice of Ontario shall have rank and precedence over all the other judges. Rank and precedence.
- (2) The Chief Justice of the High Court shall have rank and precedence next after the Chief Justice of Ontario. Idem.
- (3) The justices of appeal and the other judges shall have rank and precedence after the Chief Justice of the High Court and among themselves according to seniority of appointment. Idem.

2. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation. Commencement of Act.

3. This Act may be cited as *The Judicature Amendment Act, 1949*. Short title.

BILL

An Act to amend The Judicature Act.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

March 7th, 1949

Mr. BLACKWELL.

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Limitations Act.

MR. BLACKWELL

EXPLANATORY NOTE

SECTION 1. This amendment will impose a twenty-year limitation on the time in which an action may be brought on a judgment.

SECTION 2. This amendment will impose a new starting point for the running of the limitation period as to judgments when acknowledgment in writing or part payment has occurred within the limitation period.

No. 55

1949

BILL

An Act to amend The Limitations Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *c* of subsection 1 of section 48 of *The Limitations Act* is amended by inserting after the article "a" the words "judgment or", so that the clause shall read as follows: Rev. Stat., c. 118, s. 48, subs. 1, cl. c, amended.

(c) an action upon a judgment or recognizance.

2. Subsection 1 of section 53 of *The Limitations Act* is amended by inserting after the word "specialty" where it occurs in the third and sixth lines respectively the word "judgment", so that the subsection shall read as follows: Rev. Stat., c. 118, s. 53, subs. 1, amended.

(1) Where an acknowledgment in writing, signed by the principal party or his agent, is made by a person liable upon an indenture, specialty, judgment or recognizance, or where an acknowledgment is made by such person by part payment, or part satisfaction, on account of any principal or interest due on such indenture, specialty, judgment or recognizance, the person entitled may bring an action for the money remaining unpaid and so acknowledged to be due, within twenty years, or, in the cases mentioned in clause *k* of subsection 1 of section 48, within ten years after such acknowledgment in writing, or part payment, or part satisfaction, or where the person entitled is, at the time of the acknowledgment under disability as aforesaid, or the person making the acknowledgment is, at the time of making the same, out of Ontario, then within twenty years, or in the cases aforesaid within ten years, after the disability has ceased, or the person has returned, as the case may be. Effect of written acknowledgment or part payment.

3. This Act may be cited as *The Limitations Amendment Act, 1949*. Short title.

BILL

An Act to amend The Limitations Act.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

No. 55

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Limitations Act.

MR. BLACKWELL

TORONTO
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BILL

An Act to amend The Limitations Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *c* of subsection 1 of section 48 of *The Limitations Act* is amended by inserting after the article "a" the words "judgment or", so that the clause shall read as follows: Rev. Stat., c. 118, s. 48, subs. 1, cl. c, amended.

(*c*) an action upon a judgment or recognizance.

2. Subsection 1 of section 53 of *The Limitations Act* is amended by inserting after the word "specialty" where it occurs in the third and sixth lines respectively the word "judgment", so that the subsection shall read as follows: Rev. Stat., c. 118, s. 53, subs. 1, amended.

(1) Where an acknowledgment in writing, signed by the principal party or his agent, is made by a person liable upon an indenture, specialty, judgment or recognizance, or where an acknowledgment is made by such person by part payment, or part satisfaction, on account of any principal or interest due on such indenture, specialty, judgment or recognizance, the person entitled may bring an action for the money remaining unpaid and so acknowledged to be due, within twenty years, or, in the cases mentioned in clause *k* of subsection 1 of section 48, within ten years after such acknowledgment in writing, or part payment, or part satisfaction, or where the person entitled is, at the time of the acknowledgment under disability as aforesaid, or the person making the acknowledgment is, at the time of making the same, out of Ontario, then within twenty years, or in the cases aforesaid within ten years, after the disability has ceased, or the person has returned, as the case may be. Effect of written acknowledgment or part payment.

3. This Act may be cited as *The Limitations Amendment Act, 1949*. Short title.

BILL

An Act to amend The Limitations Act.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. BLACKWELL

No. 56

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Public Officers' Fees Act.

MR. BLACKWELL

TORONTO
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EXPLANATORY NOTE

SECTION 1—Subsection 1. The officials named to whom the Act applies and who are paid by fees or other emoluments and not by salary will be entitled to retain for their own use from the fees of the office the first \$4,000 instead of the first \$3,000 a year.

The effect of this amendment will be to place these persons on the same "pay" level as similar officers on salary.

Subsection 2. This is complementary to subsection 1. There is no change in principle or in the percentages.

BILL

An Act to amend The Public Officers' Fees Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 of section 7 of *The Public Officers' Fees Act* is amended by striking out the symbol and figures " \$3,000 " in the fifth line and inserting in lieu thereof the symbol and figures " \$4,000 ", so that the subsection shall read as follows:

Rev. Stat.,
c. 18, s. 7,
subs. 1,
amended.

- (1) Every local registrar of the Supreme Court, deputy registrar, county or district court clerk and registrar of the surrogate court, whether holding one or more of the above offices, and every sheriff shall be entitled to retain to his own use in each year his net income up to \$4,000.

Supreme
Court,
county
court and
surrogate
court fees.

(2) Subsection 2 of the said section 7 is repealed and the following substituted therefor:

Rev. Stat.,
c. 18, s. 7,
subs. 2,
re-enacted.

- (2) On the net income of each year over \$4,000, he shall pay to the Treasurer of Ontario the following percentages,—

Percentages
payable on
net income.

(a) on the excess over \$4,000 up to \$6,000, 50 per centum;

(b) on the excess over \$6,000, 90 per centum.

2. This Act shall be deemed to have come into force on the 1st day of January, 1949.

Commence-
ment of Act.

3. This Act may be cited as *The Public Officers' Fees Amendment Act, 1949*.

Short title.

BILL

An Act to amend 'The Public Officers'
Fees Act.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL.

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Public Officers' Fees Act.

MR. BLACKWELL

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THE
LIBRARY OF THE
MUSEUM OF NATURAL HISTORY
AND
ZOOLOGY
OF THE
CITY OF LONDON
1871

1871
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CITY OF LONDON
1871

BILL

An Act to amend The Public Officers' Fees Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 of section 7 of *The Public Officers' Fees Act* is amended by striking out the symbol and figures "\$3,000" in the fifth line and inserting in lieu thereof the symbol and figures "\$4,000", so that the subsection shall read as follows:

Rev. Stat.,
c. 18, s. 7,
subs. 1,
amended.

(1) Every local registrar of the Supreme Court, deputy registrar, county or district court clerk and registrar of the surrogate court, whether holding one or more of the above offices, and every sheriff shall be entitled to retain to his own use in each year his net income up to \$4,000.

Supreme
Court,
county
court and
surrogate
court fees.

(2) Subsection 2 of the said section 7 is repealed and the following substituted therefor:

Rev. Stat.,
c. 18, s. 7,
subs. 2,
re-enacted.

(2) On the net income of each year over \$4,000, he shall pay to the Treasurer of Ontario the following percentages,—

Percentages
payable on
net income.

(a) on the excess over \$4,000 up to \$6,000, 50 per centum;

(b) on the excess over \$6,000, 90 per centum.

2. This Act shall be deemed to have come into force on the 1st day of January, 1949.

Commence-
ment of Act.

3. This Act may be cited as *The Public Officers' Fees Amendment Act, 1949*.

Short title.

BILL

An Act to amend 'The Public Officers'
Fees Act.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

Mr. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to provide for the Consolidation of the Statutes.

MR. BLACKWELL.

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

This bill authorizes a revision and consolidation of the statutes to be known as "Revised Statutes of Ontario, 1950."

BILL

An Act to provide for the Consolidation of the Statutes.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Lachlan Randolph MacTavish, one of His Majesty's Counsel, and Donald Milner Treadgold, a member of the Bar of Ontario, Legislative Counsel and Municipal Legislative Counsel respectively, are hereby appointed commissioners to consolidate and revise the public statutes of Ontario in accordance with this Act. Commissioners.

2. In consolidating and revising the statutes the commissioners may alter the numbering and arrangement of the statutes and of the sections thereof, and may make such alterations in their language as are requisite to preserve a uniform mode of expression, and may make such minor amendments as are necessary to bring out more clearly what is deemed to be the intention of the Legislature or to reconcile seemingly inconsistent enactments, or to correct clerical, grammatical or typographical errors. Powers of commissioners.

3. As soon as the commissioners report the completion of the consolidation and revision the Lieutenant-Governor may cause a printed Roll thereof, attested by his signature and countersigned by the Provincial Secretary, to be deposited in the office of the Clerk of the Assembly. Printed Roll to be deposited with Clerk of Assembly.

4. There may be appended to the Roll,—

Appendices.

- (a) an appendix marked "Appendix A" similar in form to Appendix A appended to the Revised Statutes of Ontario, 1937, showing the Acts and parts of Acts not repealed by the Revised Statutes of Ontario, 1950, and in force subject thereto; and
- (b) an appendix marked "Appendix B" similar in form to Appendix B appended to the Revised Statutes of Ontario, 1937, containing certain Imperial statutes

and statutes of Canada relating to the constitution and boundaries of Ontario.

Schedules.

5.—(1) There may be appended to the Roll,—

- (a) a schedule marked "Schedule A" similar in form to Schedule A appended to the Revised Statutes of Ontario, 1937, showing the Acts contained in the Revised Statutes of Ontario, 1950, and the other Acts that are repealed in whole or in part from the day upon which the Revised Statutes of Ontario, 1950, take effect and the extent of such repeal; and
- (b) a schedule marked "Schedule B" similar in form to Schedule B appended to the Revised Statutes of Ontario, 1937, showing the Acts and parts of Acts that are repealed, superseded and consolidated in the Revised Statutes of Ontario, 1950, and showing also the portions of the Revised Statutes of Ontario, 1937, and Acts passed thereafter that are not consolidated.

Effect of
insertion
of an Act
in schedules.

(2) The insertion of any Act in the schedules or either of them shall not be construed as a declaration that the Act or any part thereof was or was not in force immediately before the coming into force of the Revised Statutes of Ontario, 1950.

Proclama-
tion.

6.—(1) After the deposit of the Roll the Lieutenant-Governor in Council may by proclamation declare the day upon which the same shall come into force and have effect as law by the designation "Revised Statutes of Ontario, 1950".

Effect
of procla-
mation.

(2) On and after the day proclaimed the Roll shall accordingly be in force and effect by the said designation to all intents as though the same were expressly embodied in and enacted by this Act to come into force and have effect on and after that day; and on and after that day all the enactments in the several Acts and parts of Acts in Schedule A thereto shall be repealed to the extent mentioned in the third column of the schedule.

References
to repealed
Acts in
former
Acts, etc.

7. Any reference in any unrepealed and unconsolidated Act or in any instrument or document, to any Act or enactment repealed and consolidated shall, after the Revised Statutes of Ontario, 1950 come into force, be held, as regards any subsequent transaction, matter or thing, to be a reference to the enactment in the said Revised Statutes having the same effect as such repealed and consolidated Act or enactment.

Copies
printed by
King's
Printer to
be evidence.

8. Copies of the Revised Statutes of Ontario, 1950 as printed by the King's Printer shall be received as evidence of

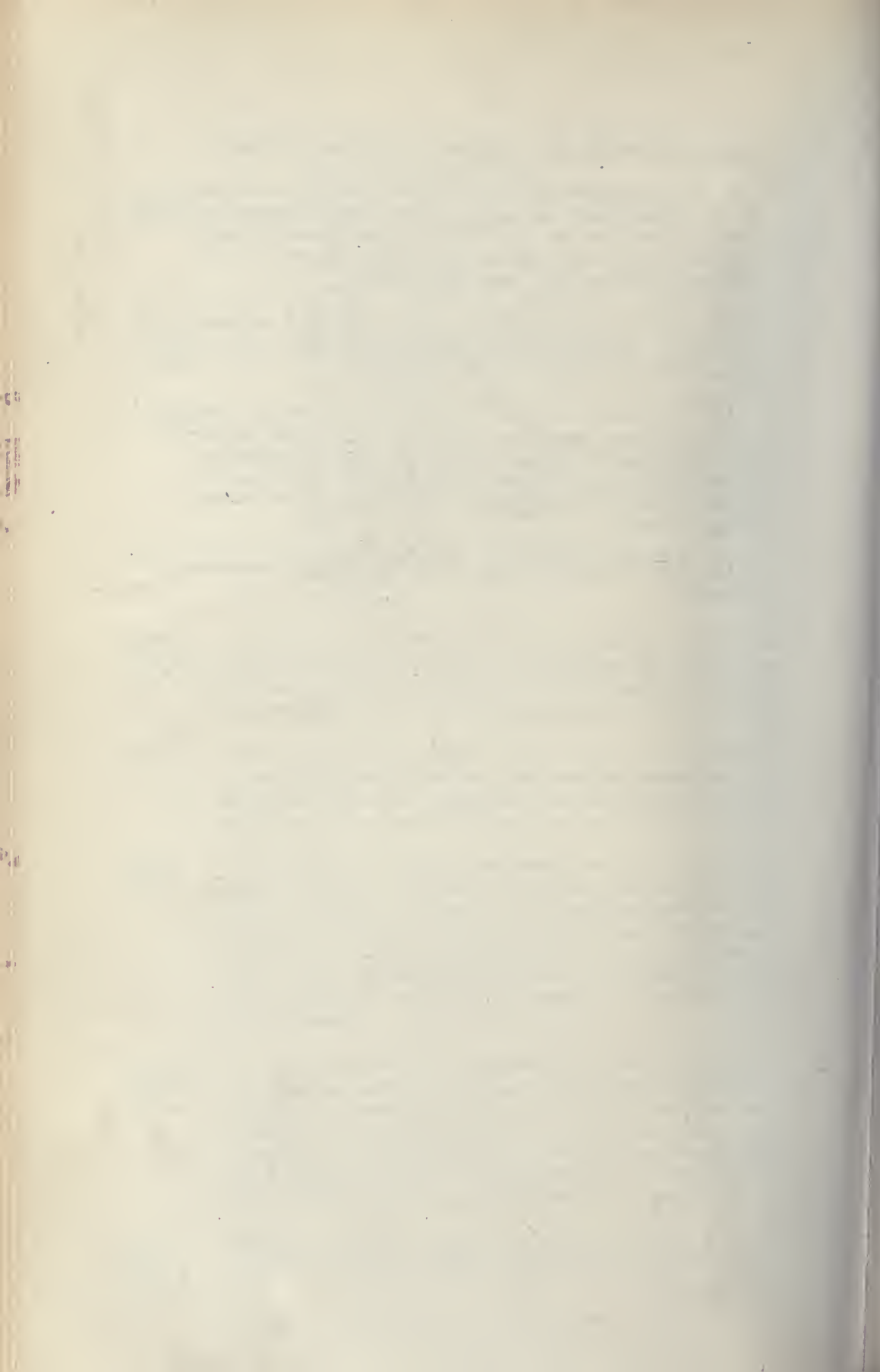
the said Revised Statutes in all courts and places whatsoever.

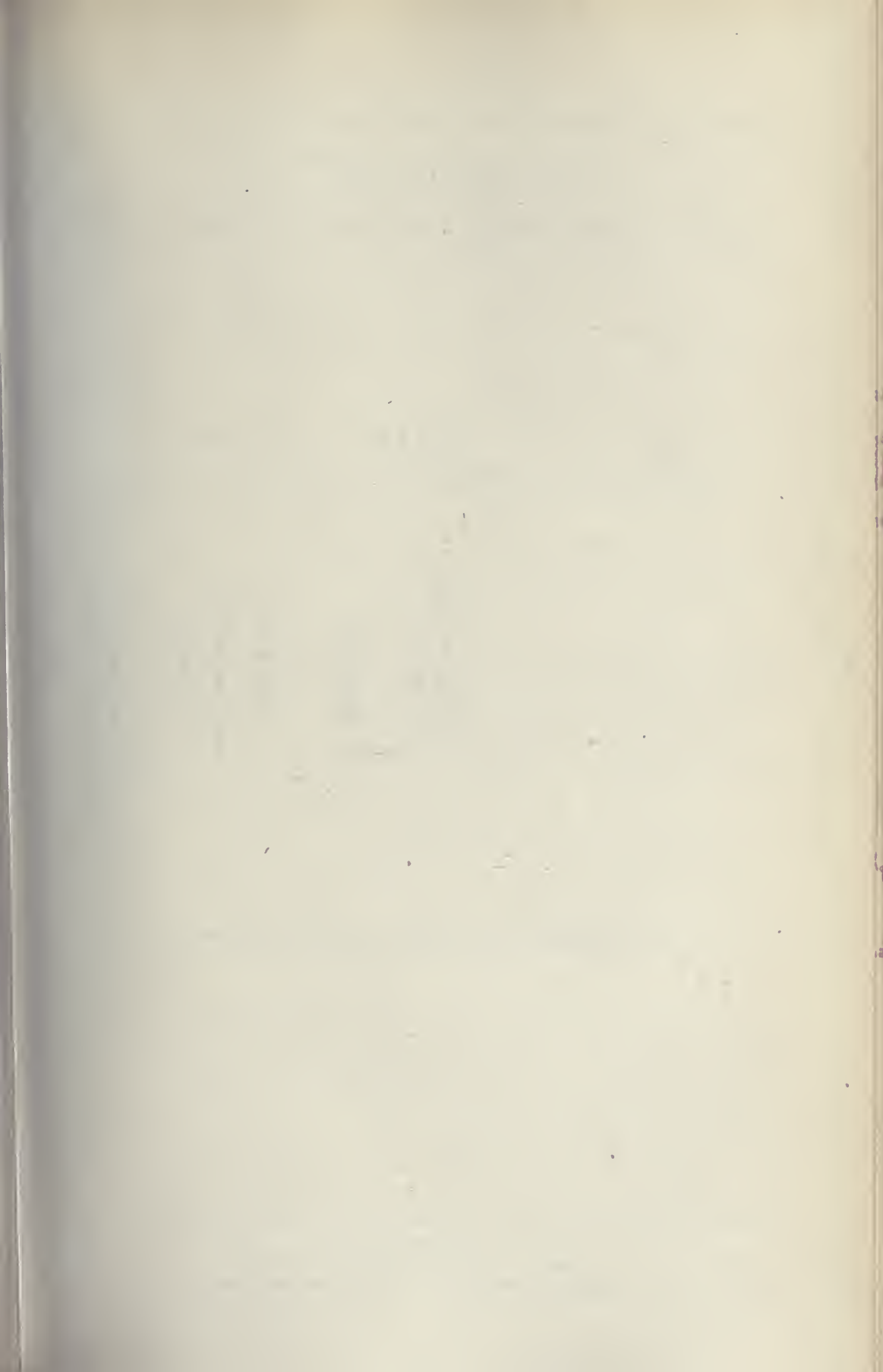
9. The laws relating to the distribution of the printed copies of the statutes shall not apply to the Revised Statutes of Ontario, 1950, but the same shall be distributed in such numbers and to such persons and in such manner as the Lieutenant-Governor in Council may direct. As to distribution of copies.

10. This Act shall be printed with the Revised Statutes of Ontario, 1950 and shall be subject to the same rules of construction as the said Revised Statutes. This Act to be printed with Revised Statutes.

11. Any chapter of the Revised Statutes of Ontario, 1950 may be cited and referred to in any Act or proceeding whatever, either by its title as an Act or by using the expression "Revised Statutes of Ontario, 1950, chapter ", adding the number of the particular chapter in the copies printed by the King's Printer. How Acts may be cited.

12. This Act may be cited as *The Statutes Consolidation Act, 1949*. Short title.





BILL

An Act to provide for the Consolidation
of the Statutes.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

No. 57

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to provide for the Consolidation of the Statutes.

MR. BLACKWELL

(Reprinted as amended in Committee of the Whole House.)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

This bill authorizes a revision and consolidation of the statutes to be known as "Revised Statutes of Ontario, 1950."

BILL

An Act to provide for the Consolidation of the Statutes.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Lachlan Randolph MacTavish, one of His Majesty's ^{Commissioners.} Counsel, and Donald Milner Treadgold, a member of the Bar of Ontario, Legislative Counsel and Municipal Legislative Counsel respectively, or such other person or persons as the Lieutenant-Governor in Council may designate, are hereby appointed commissioners to consolidate and revise the public statutes of Ontario in accordance with this Act.

2. In consolidating and revising the statutes the commis- ^{Powers of} sioners may alter the numbering and arrangement of the ^{commis-} statutes and of the sections thereof, and may make such ^{sioners.} alterations in their language as are requisite to preserve a uniform mode of expression, and may make such minor amendments as are necessary to bring out more clearly what is deemed to be the intention of the Legislature or to reconcile seemingly inconsistent enactments, or to correct clerical, grammatical or typographical errors.

3. As soon as the commissioners report the completion of the consolidation and revision the Lieutenant-Governor may cause a printed Roll thereof, attested by his signature and countersigned by the Provincial Secretary, to be deposited ^{Printed Roll to be deposited with Clerk of Assembly.} in the office of the Clerk of the Assembly.

4. There may be appended to the Roll,—

^{Appendices.}

- (a) an appendix marked "Appendix A" similar in form to Appendix A appended to the Revised Statutes of Ontario, 1937, showing the Acts and parts of Acts not repealed by the Revised Statutes of Ontario, 1950, and in force subject thereto; and
- (b) an appendix marked "Appendix B" similar in form to Appendix B appended to the Revised Statutes of Ontario, 1937, containing certain Imperial statutes

and statutes of Canada relating to the constitution and boundaries of Ontario.

Schedules.

5.—(1) There may be appended to the Roll,—

- (a) a schedule marked "Schedule A" similar in form to Schedule A appended to the Revised Statutes of Ontario, 1937, showing the Acts contained in the Revised Statutes of Ontario, 1950, and the other Acts that are repealed in whole or in part from the day upon which the Revised Statutes of Ontario, 1950, take effect and the extent of such repeal; and
- (b) a schedule marked "Schedule B" similar in form to Schedule B appended to the Revised Statutes of Ontario, 1937, showing the Acts and parts of Acts that are repealed, superseded and consolidated in the Revised Statutes of Ontario, 1950, and showing also the portions of the Revised Statutes of Ontario, 1937, and Acts passed thereafter that are not consolidated.

Effect of
insertion
of an Act
in schedules.

(2) The insertion of any Act in the schedules or either of them shall not be construed as a declaration that the Act or any part thereof was or was not in force immediately before the coming into force of the Revised Statutes of Ontario, 1950.

Proclama-
tion.

6.—(1) After the deposit of the Roll the Lieutenant-Governor in Council may by proclamation declare the day upon which the same shall come into force and have effect as law by the designation "Revised Statutes of Ontario, 1950".

Effect
of procla-
mation.

(2) On and after the day proclaimed the Roll shall accordingly be in force and effect by the said designation to all intents as though the same were expressly embodied in and enacted by this Act to come into force and have effect on and after that day; and on and after that day all the enactments in the several Acts and parts of Acts in Schedule A thereto shall be repealed to the extent mentioned in the third column of the schedule.

References
to repealed
Acts in
former
Acts, etc.

7. Any reference in any unrepealed and unconsolidated Act or in any instrument or document, to any Act or enactment repealed and consolidated shall, after the Revised Statutes of Ontario, 1950 come into force, be held, as regards any subsequent transaction, matter or thing, to be a reference to the enactment in the said Revised Statutes having the same effect as such repealed and consolidated Act or enactment.

Copies
printed by
King's
Printer to
be evidence.

8. Copies of the Revised Statutes of Ontario, 1950 as printed by the King's Printer shall be received as evidence of

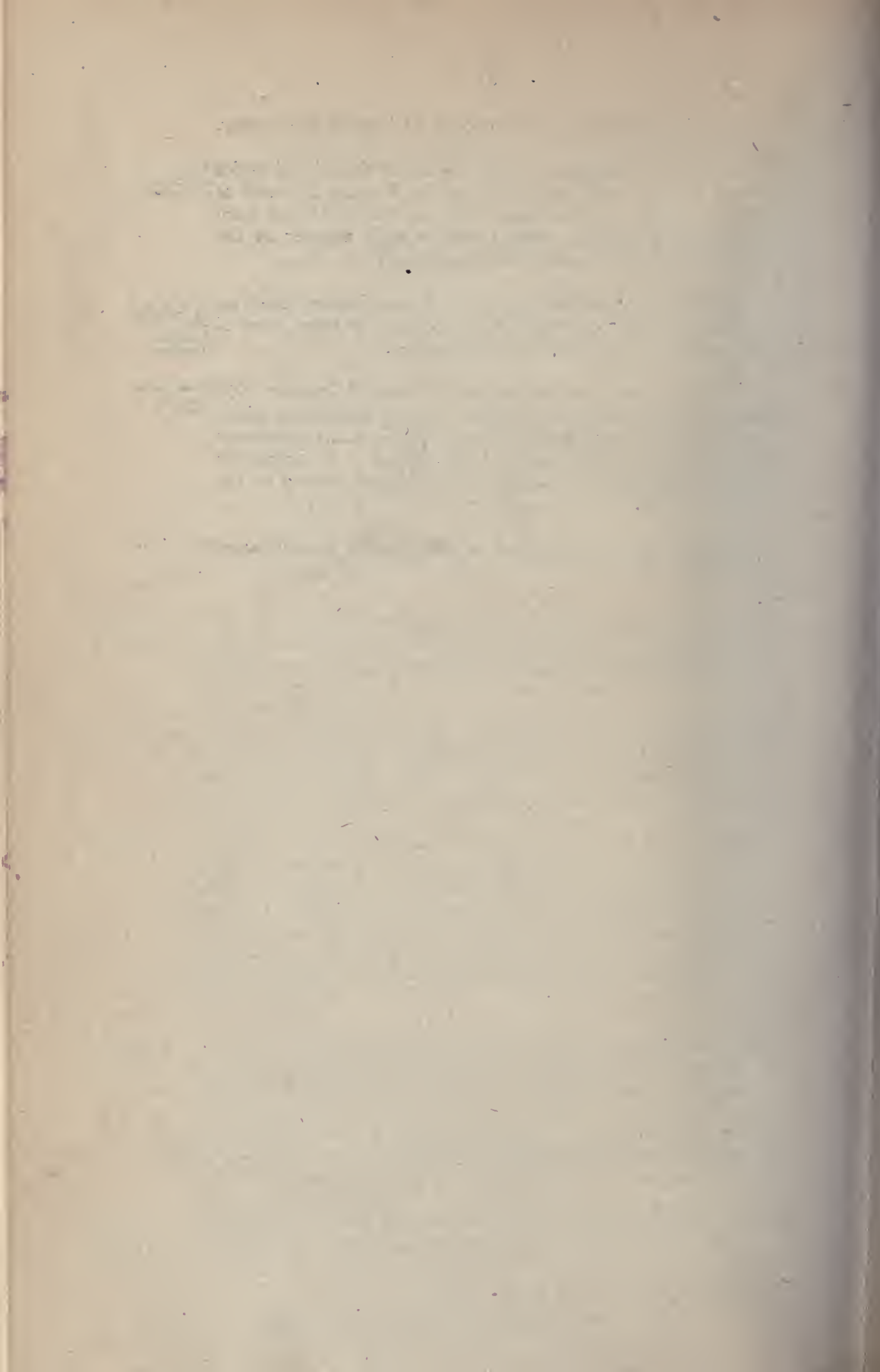
the said Revised Statutes in all courts and places whatsoever.

9. The laws relating to the distribution of the printed copies of the statutes shall not apply to the Revised Statutes of Ontario, 1950, but the same shall be distributed in such numbers and to such persons and in such manner as the Lieutenant-Governor in Council may direct. As to distribution of copies.

10. This Act shall be printed with the Revised Statutes of Ontario, 1950 and shall be subject to the same rules of construction as the said Revised Statutes. This Act to be printed with Revised Statutes.

11. Any chapter of the Revised Statutes of Ontario, 1950 may be cited and referred to in any Act or proceeding whatever, either by its title as an Act or by using the expression "Revised Statutes of Ontario, 1950, chapter ", adding the number of the particular chapter in the copies printed by the King's Printer. How Acts may be cited.

12. This Act may be cited as *The Statutes Consolidation Act, 1949*. Short title.



BILL

An Act to provide for the Consolidation
of the Statutes.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

MR. BLACKWELL

(*Reprinted as amended in Committee of the
Whole House.*)

No. 57

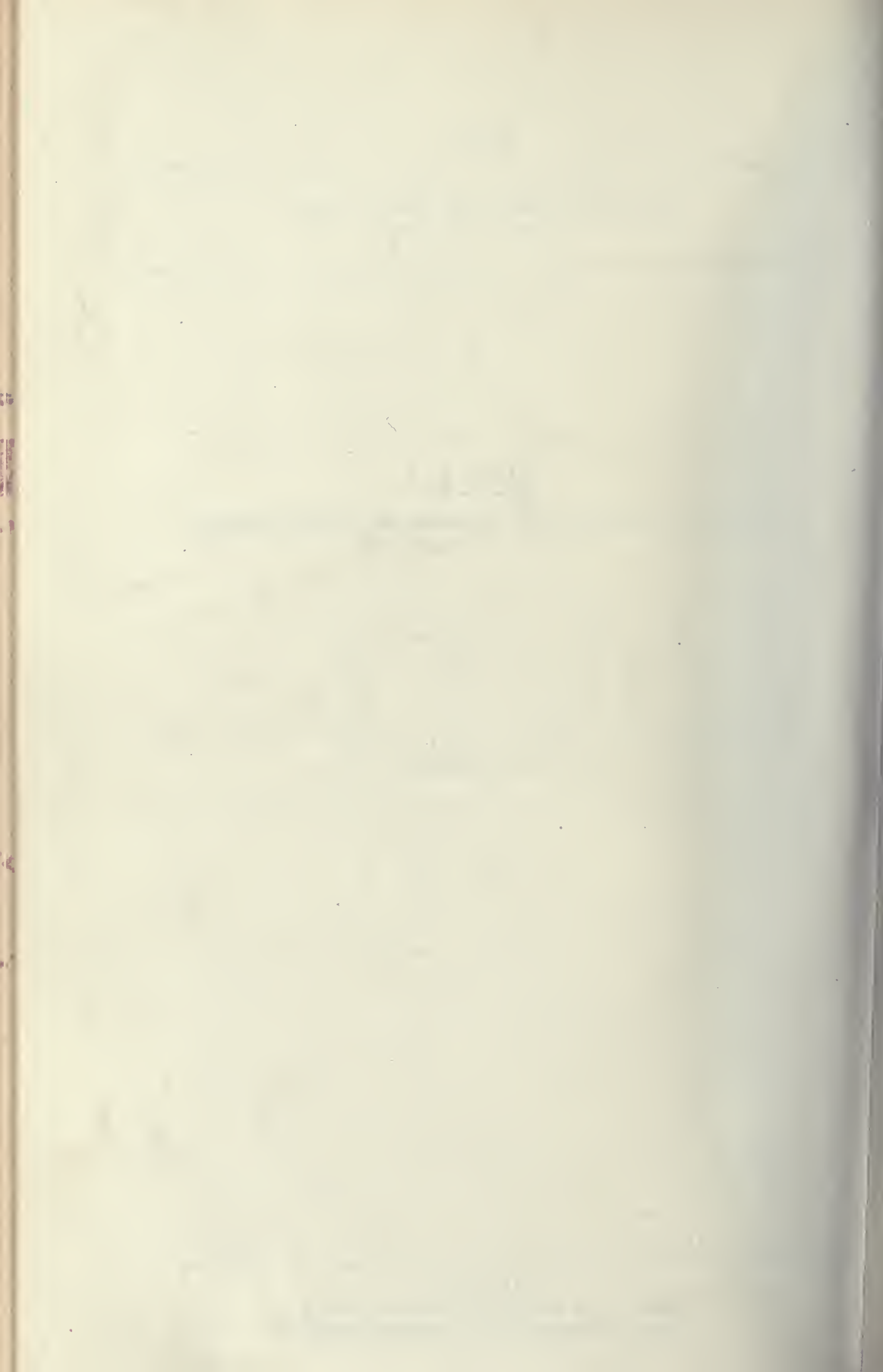
1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to provide for the Consolidation of the Statutes.

MR. BLACKWELL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



BILL

An Act to provide for the Consolidation of the Statutes.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Lachlan Randolph MacTavish, one of His Majesty's ^{Commissioners.} Counsel, and Donald Milner Treadgold, a member of the Bar of Ontario, Legislative Counsel and Municipal Legislative Counsel respectively, or such other person or persons as the Lieutenant-Governor in Council may designate, are hereby appointed commissioners to consolidate and revise the public statutes of Ontario in accordance with this Act.

2. In consolidating and revising the statutes the commis- ^{Powers of} sioners may alter the numbering and arrangement of the statutes and of the sections thereof, and may make such alterations in their language as are requisite to preserve a uniform mode of expression, and may make such minor amendments as are necessary to bring out more clearly what is deemed to be the intention of the Legislature or to reconcile seemingly inconsistent enactments, or to correct clerical, grammatical or typographical errors.

3. As soon as the commissioners report the completion of the consolidation and revision the Lieutenant-Governor may ^{Printed Roll to be deposited with Clerk of Assembly.} cause a printed Roll thereof, attested by his signature and countersigned by the Provincial Secretary, to be deposited in the office of the Clerk of the Assembly.

4. There may be appended to the Roll,—

Appendices.

- (a) an appendix marked "Appendix A" similar in form to Appendix A appended to the Revised Statutes of Ontario, 1937, showing the Acts and parts of Acts not repealed by the Revised Statutes of Ontario, 1950, and in force subject thereto; and
- (b) an appendix marked "Appendix B" similar in form to Appendix B appended to the Revised Statutes of Ontario, 1937, containing certain Imperial statutes

and statutes of Canada relating to the constitution and boundaries of Ontario.

Schedules.

5.—(1) There may be appended to the Roll,—

- (a) a schedule marked "Schedule A" similar in form to Schedule A appended to the Revised Statutes of Ontario, 1937, showing the Acts contained in the Revised Statutes of Ontario, 1950, and the other Acts that are repealed in whole or in part from the day upon which the Revised Statutes of Ontario, 1950, take effect and the extent of such repeal; and
- (b) a schedule marked "Schedule B" similar in form to Schedule B appended to the Revised Statutes of Ontario, 1937, showing the Acts and parts of Acts that are repealed, superseded and consolidated in the Revised Statutes of Ontario, 1950, and showing also the portions of the Revised Statutes of Ontario, 1937, and Acts passed thereafter that are not consolidated.

**Effect of
insertion
of an Act
in schedules.**

(2) The insertion of any Act in the schedules or either of them shall not be construed as a declaration that the Act or any part thereof was or was not in force immediately before the coming into force of the Revised Statutes of Ontario, 1950.

**Proclama-
tion.**

6.—(1) After the deposit of the Roll the Lieutenant-Governor in Council may by proclamation declare the day upon which the same shall come into force and have effect as law by the designation "Revised Statutes of Ontario, 1950".

**Effect
of procla-
mation.**

(2) On and after the day proclaimed the Roll shall accordingly be in force and effect by the said designation to all intents as though the same were expressly embodied in and enacted by this Act to come into force and have effect on and after that day; and on and after that day all the enactments in the several Acts and parts of Acts in Schedule A thereto shall be repealed to the extent mentioned in the third column of the schedule.

**References
to repealed
Acts in
former
Acts, etc.**

7. Any reference in any unrepealed and unconsolidated Act or in any instrument or document, to any Act or enactment repealed and consolidated shall, after the Revised Statutes of Ontario, 1950 come into force, be held, as regards any subsequent transaction, matter or thing, to be a reference to the enactment in the said Revised Statutes having the same effect as such repealed and consolidated Act or enactment.

**Copies
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King's
Printer to
be evidence.**

8. Copies of the Revised Statutes of Ontario, 1950 as printed by the King's Printer shall be received as evidence of

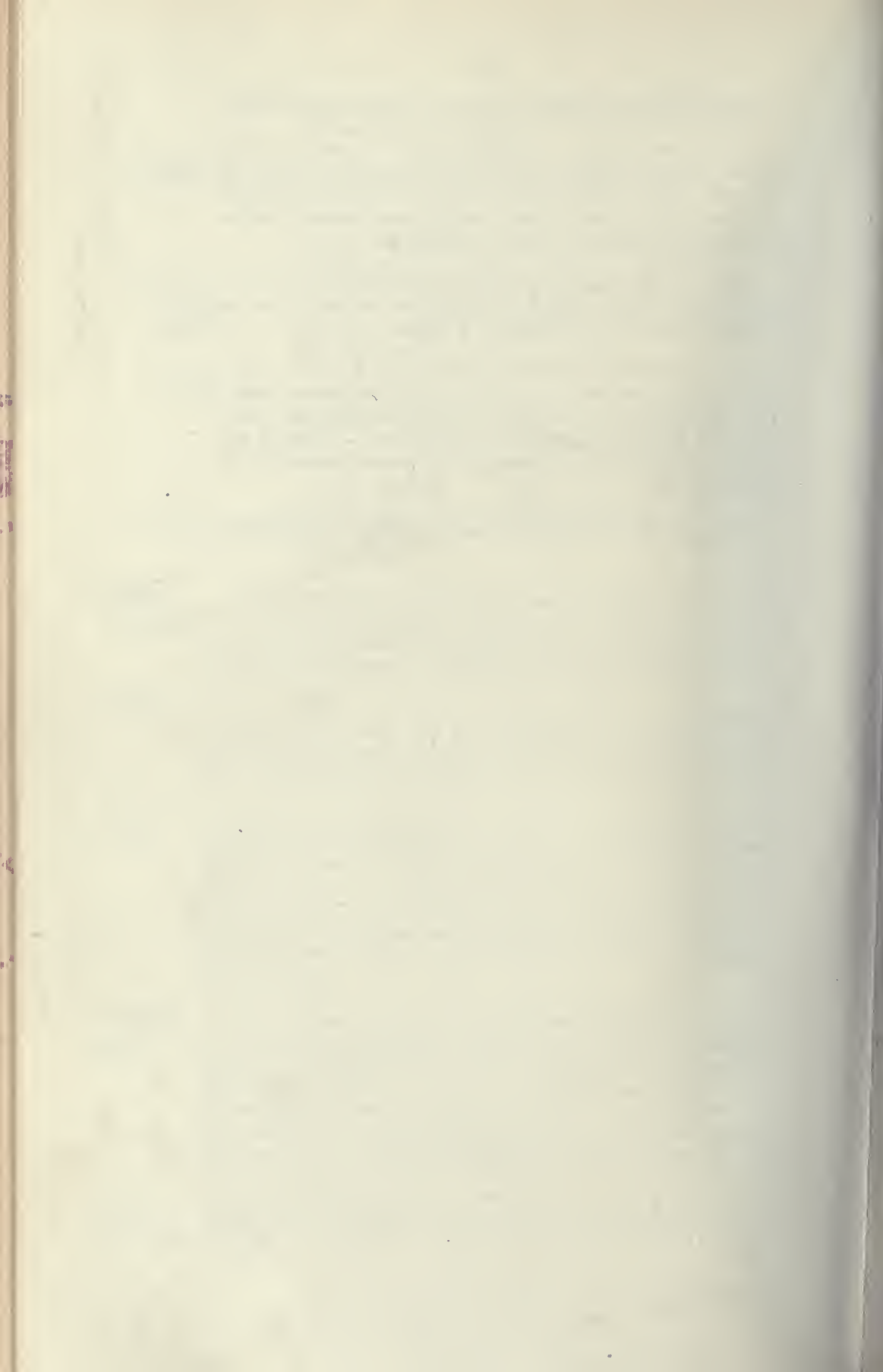
the said Revised Statutes in all courts and places whatsoever.

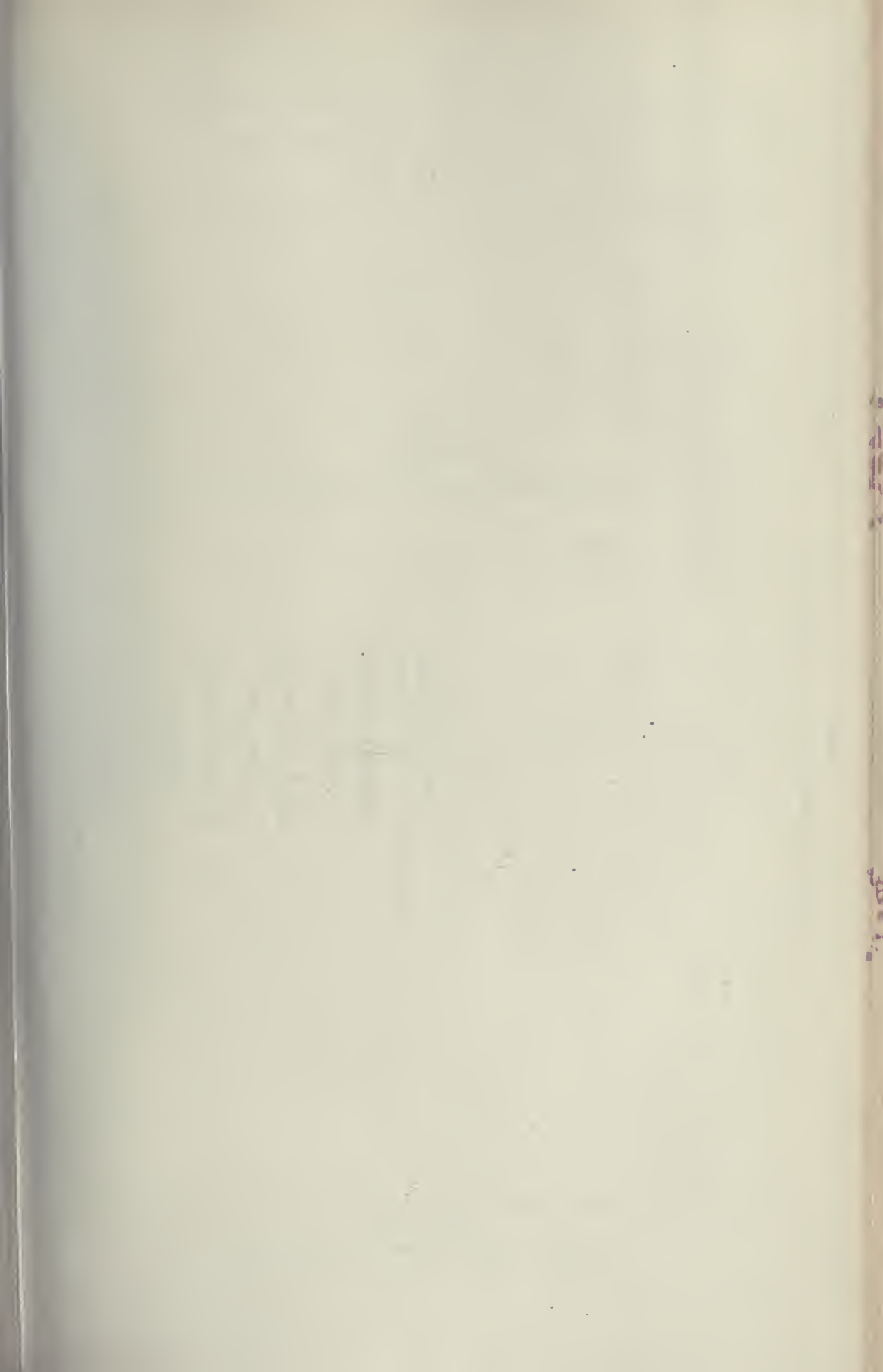
9. The laws relating to the distribution of the printed copies of the statutes shall not apply to the Revised Statutes of Ontario, 1950, but the same shall be distributed in such numbers and to such persons and in such manner as the Lieutenant-Governor in Council may direct. As to distribution of copies.

10. This Act shall be printed with the Revised Statutes of Ontario, 1950 and shall be subject to the same rules of construction as the said Revised Statutes. This Act to be printed with Revised Statutes.

11. Any chapter of the Revised Statutes of Ontario, 1950 may be cited and referred to in any Act or proceeding whatever, either by its title as an Act or by using the expression "Revised Statutes of Ontario, 1950, chapter ", adding the number of the particular chapter in the copies printed by the King's Printer. How Acts may be cited.

12. This Act may be cited as *The Statutes Consolidation Act, 1949*. Short title.





BILL

An Act to provide for the Consolidation
of the Statutes.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

Mr. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Summary Convictions Act.

MR. BLACKWELL

EXPLANATORY NOTE

SECTION 1. The purpose of this section is to bring and keep *The Summary Convictions Act* in line with the provisions of the Criminal Code respecting summary conviction matters.

The general effect will be that the same provisions will apply to all summary conviction cases, whether the proceedings are brought for a breach of a Dominion statute or of an Ontario statute.

SECTION 2. Under the present sections every summons must first be served by post. The purpose of the new section is to allow personal service as an alternative to service by post.

BILL

An Act to amend The Summary Convictions Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 3 of *The Summary Convictions Act* is repealed and the following substituted therefor: Rev. Stat., c. 136, s. 3, subs. 1, re-enacted.

3.—(1) Except where inconsistent with this Act, Part XV and sections 1028, 1029, 1035A, 1054, 1055, 1121, 1124, 1125, 1131 and 1142 of the *Criminal Code* (Canada) as amended or re-enacted from time to time, shall apply *mutatis mutandis* to every case to which this Act applies as if the provisions thereof were enacted in and formed part of this Act. Application of Criminal Code.

2. Sections 3a and 3b of *The Summary Convictions Act*, as enacted by section 1 of *The Summary Convictions Amendment Act, 1942*, are repealed and the following substituted therefor: Rev. Stat., c. 136, s. 3a, (1942, c. 36, s. 1), re-enacted; s. 3b, repealed.

3a.—(1) Except as provided in subsection 9 every summons issued for a violation of any of the provisions of any Act of this Legislature or of any regulation or order made thereunder or of any municipal or other by-law shall be served either by sending it by prepaid post to the person summoned as hereinafter provided or by personal service as hereinafter provided. Service by mail or personal service.

(2) Every summons sent by prepaid post shall be addressed,— Address.

- (a) where the person summoned is not a corporation, to his last or usual place of abode; and
- (b) where the person summoned is a corporation, to the chief place of business or office or a branch of the corporation; or
- (c) where the person summoned is the holder of a license or permit issued from the Department of Highways, to the address registered with the Department.

Non-
appearance
of person
summoned.

- (3) Except as provided in subsection 6 a summons sent by prepaid post shall have endorsed upon its face in bold-face type a notice that if the person summoned does not appear in person or by counsel or other representative at the time and place indicated in the summons, the summons will be served,—

(a) where the person summoned is not a corporation, by personal service or by leaving it at his place of abode, or in the case of the holder of a license or permit issued from the Department of Highways, at the address registered with the Department; and

(b) where the person summoned is a corporation, by serving it upon the mayor, president or other head or the clerk, secretary or like officer of the corporation or the chief officer of a branch thereof, or by leaving it at the chief place of business or office or a branch of the corporation, or where it holds a license or permit issued from the Department of Highways, at the address registered with the Department,

and that in the event of a conviction, the person summoned may be required to pay the cost of such service.

When
deemed not
service.

- (4) Except as provided in subsection 6 a summons sent by prepaid post shall be deemed not to have been served unless the person summoned appears in person or by his counsel or other representative at the time and place named in the summons.

Time for
service for
violation of
Rev. Stat.,
c. 288.

- (5) Every summons issued for a violation of any of the provisions of *The Highway Traffic Act* shall be served by sending it by prepaid post or by personal service within ten days of the alleged violation.

Service
outside
Ontario for
violations of
Rev. Stat.,
c. 288.

- (6) Where a summons is issued for a violation of any of the provisions of *The Highway Traffic Act* against a person who resides outside of Ontario, whether within or without Canada, the summons shall be deemed to have been duly served when it has been sent by prepaid post to the last or usual place of abode of the person summoned and every such summons shall have endorsed upon its face in bold-face type a notice as follows: "Take notice that the within summons has been issued against you for the offence indicated therein and is served by post

upon a non-resident of Ontario in accordance with the provisions of *The Summary Convictions Act*. If you do not appear in person or by counsel or other representative to make your defence at the time and place indicated in the summons, the charge will be proceeded with in your absence."

- (7) Every summons not sent by prepaid post shall be Personal service. served,—
- (a) where the person summoned is not a corporation, by personal service or by leaving it for the person summoned at his last or most usual place of abode, with an inmate thereof apparently not under the age of sixteen years, or where he holds a license or permit issued from the Department of Highways, at the address registered with the Department, with an inmate thereof apparently not under the age of sixteen years; or
 - (b) where the person summoned is a corporation, by serving it upon the mayor, president or other head or the clerk, secretary or like officer of the corporation or the chief officer of a branch thereof, and if any of such persons cannot conveniently be met with, by leaving it at the chief place of business, or office or a branch of the corporation, with an employee of the corporation apparently not under sixteen years of age, or where it holds a license or permit issued from the Department of Highways, at the address registered with the Department, with an employee of the corporation apparently not under sixteen years of age.
- (8) Where a summons sent by prepaid post is deemed Where mailed summons deemed not served. not to have been served another summons shall be issued and served in the manner prescribed by subsection 7.
- (9) Where a summons issued under subsection 8 is for Time for service of further summons for violation of Rev. Stat., c. 288. a violation of any of the provisions of *The Highway Traffic Act* it shall be served within ten days of the date on which the person is required to appear by the original summons.
- (10) The time for serving a summons under subsection Extension of time for service. 5 or 9 may be extended at any time by a magistrate on sufficient evidence being adduced that the person

named in the summons could not be served within the prescribed time.

Proof of
sending.

(11) The sending of a summons by prepaid post may be proved by the affidavit of the person who posted the summons and the affidavit shall state,—

- (a) the place, date and time of posting;
- (b) the name of the person and the address to which the summons was sent; and
- (c) that such address is,
 - (i) to the best of the knowledge and belief of the deponent, the last or usual place of abode of the person summoned, or
 - (ii) where the person summoned is a corporation, the chief place of business or office or a branch of the corporation, or
 - (iii) registered with the Department of Highways as being the address of the person summoned, according to information received from the Department,

and every such affidavit shall be *prima facie* evidence of the facts stated therein.

Rev. Stat.,
c. 136, s. 16,
repealed.

3. Section 16 of *The Summary Convictions Act* is repealed.

Rev. Stat.,
c. 136,
Sched. A,
repealed.

4. Schedule A to *The Summary Convictions Act* is repealed.

Short title.

5. This Act may be cited as *The Summary Convictions Amendment Act, 1949*.

SECTIONS 3 AND 4 are complementary to section 1.

BILL

An Act to amend The Summary
Convictions Act.

1st Reading

February 10th, 1949

2nd Reading

3rd Reading

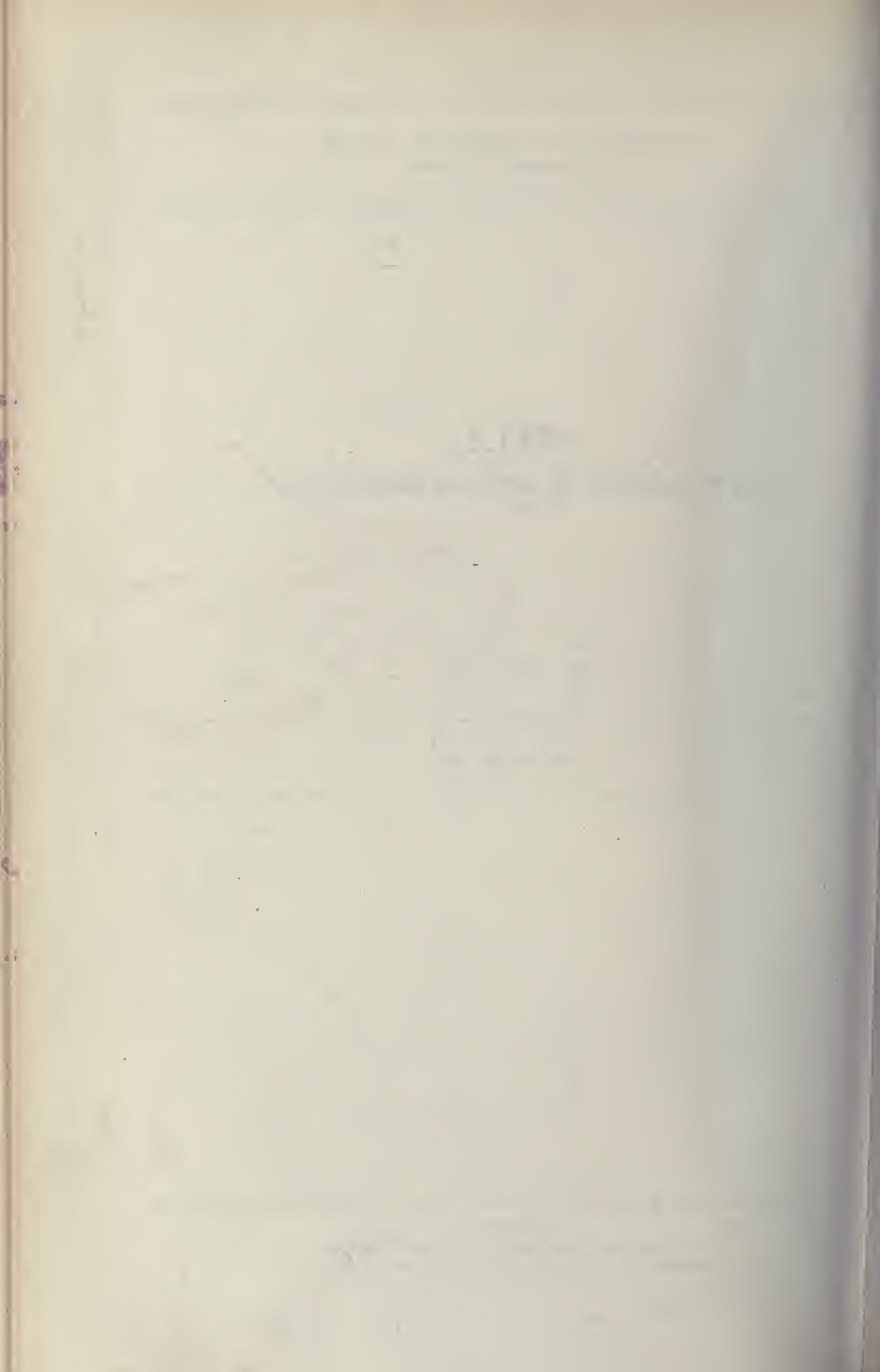
MR. BLACKWELL

1ST SÈSSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Summary Convictions Act.

MR. BLACKWELL



BILL

An Act to amend The Summary Convictions Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 3 of *The Summary Convictions Act* is repealed and the following substituted therefor:

Rev. Stat.,
c. 136, s. 3,
subs. 1, re-
enacted.

(1) Except where inconsistent with this Act, Part XV and sections 1028, 1029, 1035A, 1054, 1055, 1121, 1124, 1125, 1131 and 1142 of the *Criminal Code* (Canada) as amended or re-enacted from time to time, shall apply *mutatis mutandis* to every case to which this Act applies as if the provisions thereof were enacted in and formed part of this Act.

Application
of *Criminal*
Code.

2. Sections 3a and 3b of *The Summary Convictions Act*, as enacted by section 1 of *The Summary Convictions Amendment Act, 1942*, are repealed and the following substituted therefor:

Rev. Stat.,
c. 136, s. 3a
(1942, c. 36,
s. 1), re-
enacted;
s. 3b,
repealed.

3a.—(1) Except as provided in subsection 9 every summons issued for a violation of any of the provisions of any Act of this Legislature or of any regulation or order made thereunder or of any municipal or other by-law shall be served either by sending it by prepaid post to the person summoned as herein-after provided or by personal service as hereinafter provided.

Service by
mail or
personal
service.

(2) Every summons sent by prepaid post shall be addressed,—

Address.

- (a) where the person summoned is not a corporation, to his last or usual place of abode; and
- (b) where the person summoned is a corporation, to the chief place of business or office or a branch of the corporation; or
- (c) where the person summoned is the holder of a license or permit issued from the Department of Highways, to the address registered with the Department.

Non-
appearance
of person
summoned.

- (3) Except as provided in subsection 6, a summons sent by prepaid post shall have endorsed upon its face in bold-face type a notice that if the person summoned does not appear in person or by counsel or other representative at the time and place indicated in the summons, the summons will be served,—

(a) where the person summoned is not a corporation, by personal service or by leaving it at his place of abode, or in the case of the holder of a license or permit issued from the Department of Highways, at the address registered with the Department; and

(b) where the person summoned is a corporation, by serving it upon the mayor, president or other head or the clerk, secretary or like officer of the corporation or the chief officer of a branch thereof, or by leaving it at the chief place of business or office or a branch of the corporation, or where it holds a license or permit issued from the Department of Highways, at the address registered with the Department,

and that in the event of a conviction, the person summoned may be required to pay the cost of such service.

When
deemed not
service.

- (4) Except as provided in subsection 6 a summons sent by prepaid post shall be deemed not to have been served unless the person summoned appears in person or by his counsel or other representative at the time and place named in the summons.

Time for
service for
violation of
Rev. Stat.,
c. 288.

- (5) Every summons issued for a violation of any of the provisions of *The Highway Traffic Act* shall be served by sending it by prepaid post or by personal service within ten days of the alleged violation.

Service
outside
Ontario for
violations of
Rev. Stat.,
c. 288.

- (6) Where a summons is issued for a violation of any of the provisions of *The Highway Traffic Act* against a person who resides outside of Ontario, whether within or without Canada, the summons shall be deemed to have been duly served when it has been sent by prepaid post to the last or usual place of abode of the person summoned and every such summons shall have endorsed upon its face in bold-face type a notice as follows: "Take notice that the within summons has been issued against you for the offence indicated therein and is served by post

upon a non-resident of Ontario in accordance with the provisions of *The Summary Convictions Act*. If you do not appear in person or by counsel or other representative to make your defence at the time and place indicated in the summons, the charge will be proceeded with in your absence."

- (7) Every summons not sent by prepaid post shall be Personal service. served,—
- (a) where the person summoned is not a corporation, by personal service or by leaving it for the person summoned at his last or most usual place of abode, with an inmate thereof apparently not under the age of sixteen years, or where he holds a license or permit issued from the Department of Highways, at the address registered with the Department, with an inmate thereof apparently not under the age of sixteen years; or
 - (b) where the person summoned is a corporation, by serving it upon the mayor, president or other head or the clerk, secretary or like officer of the corporation or the chief officer of a branch thereof, and if any of such persons cannot conveniently be met with, by leaving it at the chief place of business, or office or a branch of the corporation, with an employee of the corporation apparently not under sixteen years of age, or where it holds a license or permit issued from the Department of Highways, at the address registered with the Department, with an employee of the corporation apparently not under sixteen years of age.
- (8) Where a summons sent by prepaid post is deemed Where mailed summons deemed not served. not to have been served another summons shall be issued and served in the manner prescribed by subsection 7.
- (9) Where a summons issued under subsection 8 is for Time for service of further summons for violation of Rev. Stat., c. 288. a violation of any of the provisions of *The Highway Traffic Act* it shall be served within ten days of the date on which the person is required to appear by the original summons.
- (10) The time for serving a summons under subsection Extension of time for service. 5 or 9 may be extended at any time by a magistrate on sufficient evidence being adduced that the person

named in the summons could not be served within the prescribed time.

Proof of
sending.

(11) The sending of a summons by prepaid post may be proved by the affidavit of the person who posted the summons and the affidavit shall state,—

- (a) the place, date and time of posting;
- (b) the name of the person and the address to which the summons was sent; and
- (c) that such address is,
 - (i) to the best of the knowledge and belief of the deponent, the last or usual place of abode of the person summoned, or
 - (ii) where the person summoned is a corporation, the chief place of business or office or a branch of the corporation, or
 - (iii) registered with the Department of Highways as being the address of the person summoned, according to information received from the Department,

and every such affidavit shall be *prima facie* evidence of the facts stated therein.

Rev. Stat.,
c. 136, s. 16,
repealed.

3. Section 16 of *The Summary Convictions Act* is repealed.

Rev. Stat.,
c. 136,
Sched. A,
repealed.

4. Schedule A to *The Summary Convictions Act* is repealed.

Short title.

5. This Act may be cited as *The Summary Convictions Amendment Act, 1949*.

BILL

An Act to amend The Summary
Convictions Act.

1st Reading

February 10th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Warble-fly Control Act, 1949.

MR. KENNEDY

EXPLANATORY NOTES

This is a general revision of the Act.

Under the present Act any municipality may, and on petition of fifty ratepayers shall pass a by-law requiring cattle to be treated for warble-fly.

Section 2 of the bill contains a new initiating procedure.

The provisions of section 5 of the bill authorizing grants in aid is also new. Otherwise the principles of the present Act are followed in more specific terms.

BILL

The Warble-fly Control Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "cattle owner" means any person owning or keeping one or more head of cattle; "cattle owner";
- (b) "Commissioner" means Live Stock Commissioner; "Commissioner";
- (c) "inspector" means any inspector appointed under this Act; "inspector";
- (d) "Minister" means Minister of Agriculture; "Minister";
- (e) "municipality" means any township; "municipality";
- (f) "regulations" means regulations made under this Act; "regulations";
- (g) "treated for warble-fly" means treated in accordance with the regulations by the brush method or by the spray method; and "treated for warble-fly";
- (h) "warble-fly" means the insects known as *Hypoderma Bovis* or *Hypoderma Lineatum*. 1947, c. 114, s. 1, amended. "warble-fly".

2.—(1) Upon receipt of a petition that in the opinion of the clerk of the municipality bears the signatures of more than two-thirds of the cattle owners in the municipality, the council shall pass a by-law requiring all the cattle within the municipality to be treated for warble-fly. Petition and by-law.

(2) The clerk shall send a certified copy of the by-law Copy to be sent to Commissioner.

to the Commissioner within seven days after it is passed. 1947, c. 114, s. 2 (1, 3), *amended*.

Inspectors
and equip-
ment.

3.—(1) Where a by-law under this Act is passed the council shall appoint one or more inspectors to enforce the by-law and may purchase or otherwise acquire such equipment as it deems fit for the treatment of cattle for warble-fly.

Power to
enter
premises.

(2) In the performance of his duties under this Act any inspector may at any time between sunrise and sunset enter any land or building other than a dwelling house. 1947, c. 114, s. 3, *amended*.

Failure to
comply with
by-law.

4. Where any cattle owner fails to comply with any by-law passed under this Act, the inspector may cause his cattle to be treated for warble-fly and he shall be liable for the cost thereof, and in addition he shall be guilty of an offence and liable on summary conviction to a penalty of not less than \$10 and not more than \$50 for a first offence and to a penalty of not less than \$50 and not more than \$200 for any subsequent offence. 1947, c. 114, s. 5, *amended*.

Regula-
tions.

5. The Lieutenant-Governor in Council may make regulations,—

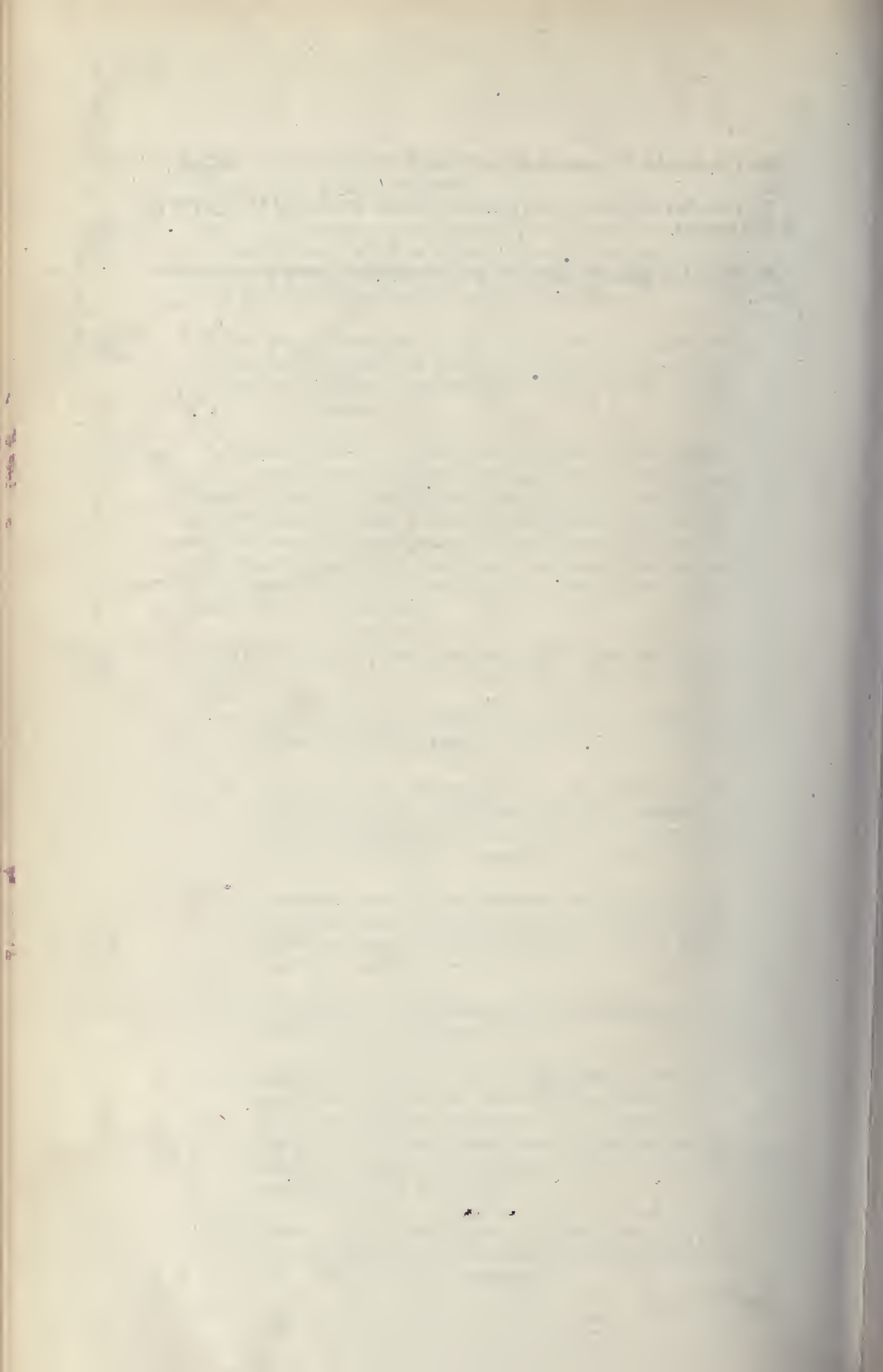
- (a) defining the brush method and the spray method of treatment for warble-fly;
- (b) designating the ingredients to be used and the strength thereof and prescribing the number of treatments that shall be given in a year and the times at which the treatments shall be given;
- (c) prescribing special requirements that shall be met during such period as is designated for cattle brought within any municipality in which a by-law under this Act is in force;
- (d) providing for the instruction of inspectors and prescribing their duties;
- (e) providing for the making of grants by the Minister out of such moneys as may be appropriated by the Legislature for the purpose so as to reimburse any municipality to such extent as is designated for any expense it has been put to under any by-law passed pursuant to this Act; and
- (g) respecting any other matter necessary or advisable to carry out effectively the intent and purpose of this Act. 1947, c. 114, s. 4, *amended*.

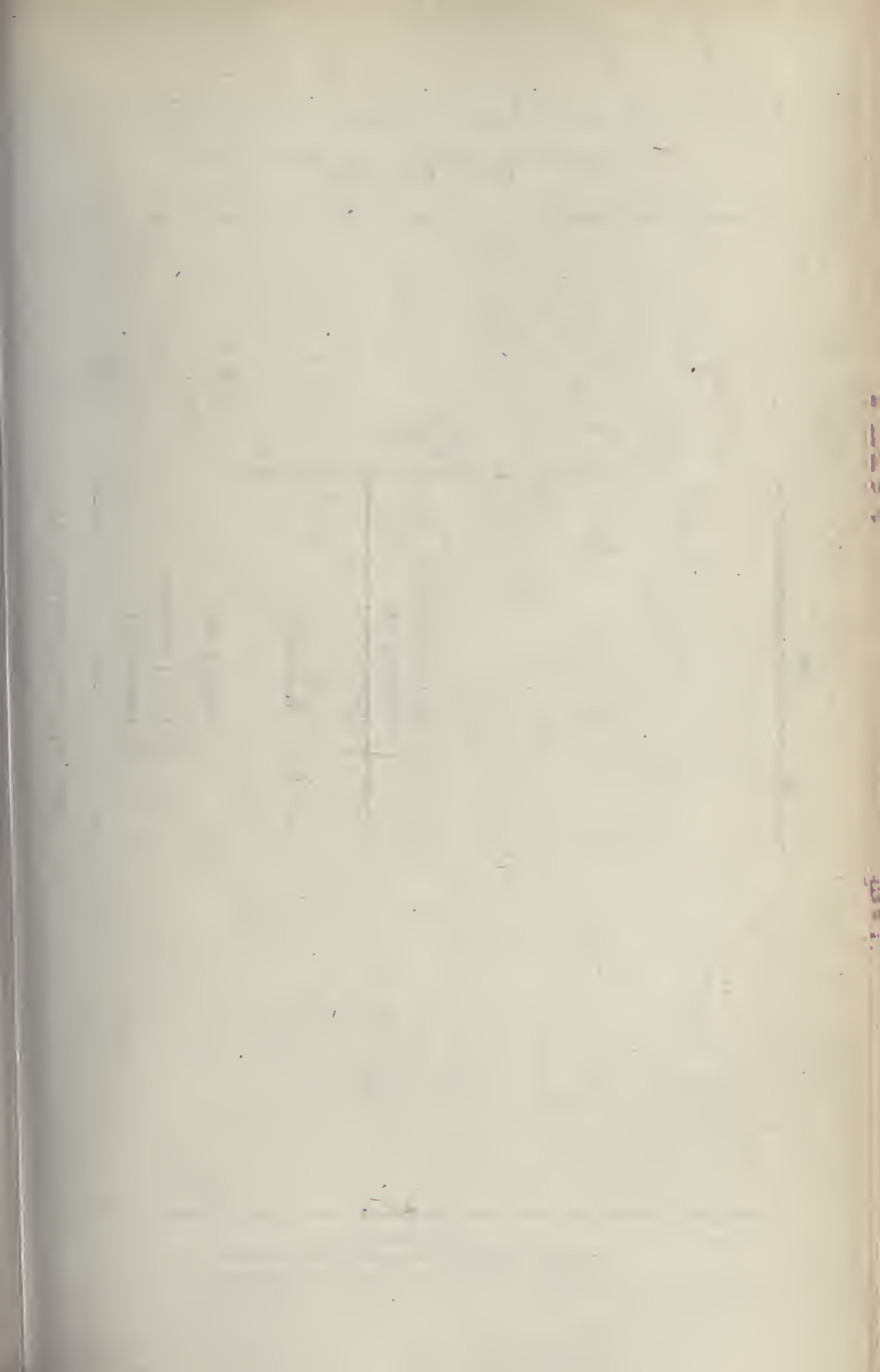
6. *The Warble-fly Control Act, 1947* is repealed.

1947, c. 114,
repealed.

7. This Act shall come into force on the day it receives the Royal Assent. Commence-
ment of Act.

8. This Act may be cited as *The Warble-fly Control Act*, Short title.
1949.





BILL

The Warble-fly Control Act, 1949.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. KENNEDY

1949

No. 59

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Warble-fly Control Act, 1949.

MR. KENNEDY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



BILL

The Warble-fly Control Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "cattle owner" means any person owning or keeping one or more head of cattle; "cattle owner";
- (b) "Commissioner" means Live Stock Commissioner; "Commissioner";
- (c) "inspector" means any inspector appointed under this Act; "inspector";
- (d) "Minister" means Minister of Agriculture; "Minister";
- (e) "municipality" means any township; "municipality";
- (f) "regulations" means regulations made under this Act; "regulations";
- (g) "treated for warble-fly" means treated in accordance with the regulations by the brush method or by the spray method; and "treated for warble-fly";
- (h) "warble-fly" means the insects known as *Hypoderma Bovis* or *Hypoderma Lineatum*. 1947, c. 114, s. 1, amended. "warble-fly".

2.—(1) Upon receipt of a petition that in the opinion of the clerk of the municipality bears the signatures of more than two-thirds of the cattle owners in the municipality, the council shall pass a by-law requiring all the cattle within the municipality to be treated for warble-fly. Petition and by-law.

- (2) The clerk shall send a certified copy of the by-law Copy to be sent to Commissioner.

to the Commissioner within seven days after it is passed. 1947, c. 114, s. 2 (1, 3), *amended*.

Inspectors
and equip-
ment.

3.—(1) Where a by-law under this Act is passed the council shall appoint one or more inspectors to enforce the by-law and may purchase or otherwise acquire such equipment as it deems fit for the treatment of cattle for warble-fly.

Power to
enter
premises.

(2) In the performance of his duties under this Act any inspector may at any time between sunrise and sunset enter any land or building other than a dwelling house. 1947, c. 114, s. 3, *amended*.

Failure to
comply with
by-law.

4. Where any cattle owner fails to comply with any by-law passed under this Act, the inspector may cause his cattle to be treated for warble-fly and he shall be liable for the cost thereof, and in addition he shall be guilty of an offence and liable on summary conviction to a penalty of not less than \$10 and not more than \$50 for a first offence and to a penalty of not less than \$50 and not more than \$200 for any subsequent offence. 1947, c. 114, s. 5, *amended*.

Regula-
tions.

5. The Lieutenant-Governor in Council may make regulations,—

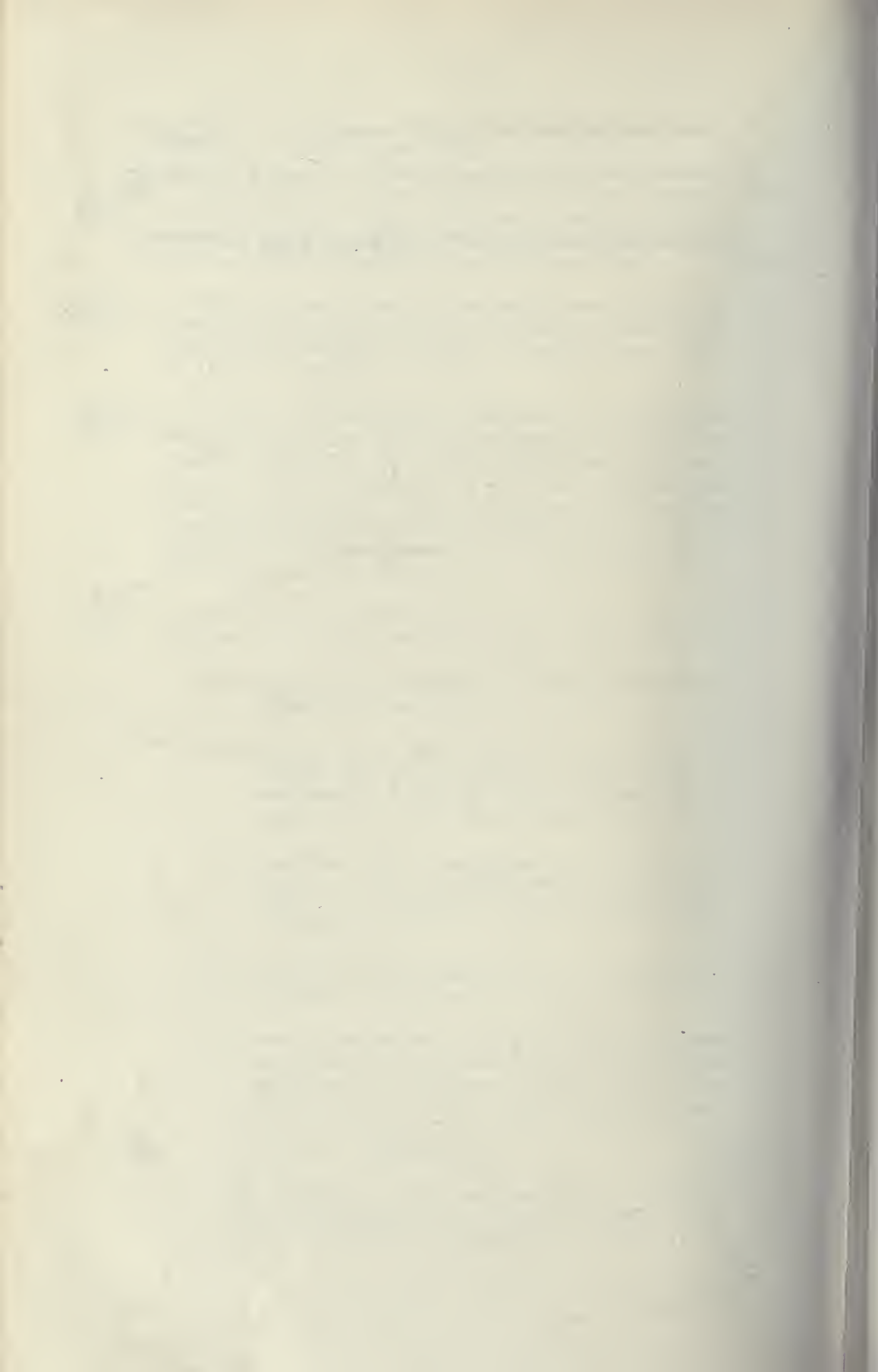
- (a) defining the brush method and the spray method of treatment for warble-fly;
- (b) designating the ingredients to be used and the strength thereof and prescribing the number of treatments that shall be given in a year and the times at which the treatments shall be given;
- (c) prescribing special requirements that shall be met during such period as is designated for cattle brought within any municipality in which a by-law under this Act is in force;
- (d) providing for the instruction of inspectors and prescribing their duties;
- (e) providing for the making of grants by the Minister out of such moneys as may be appropriated by the Legislature for the purpose so as to reimburse any municipality to such extent as is designated for any expense it has been put to under any by-law passed pursuant to this Act; and
- (g) respecting any other matter necessary or advisable to carry out effectively the intent and purpose of this Act. 1947, c. 114, s. 4, *amended*.

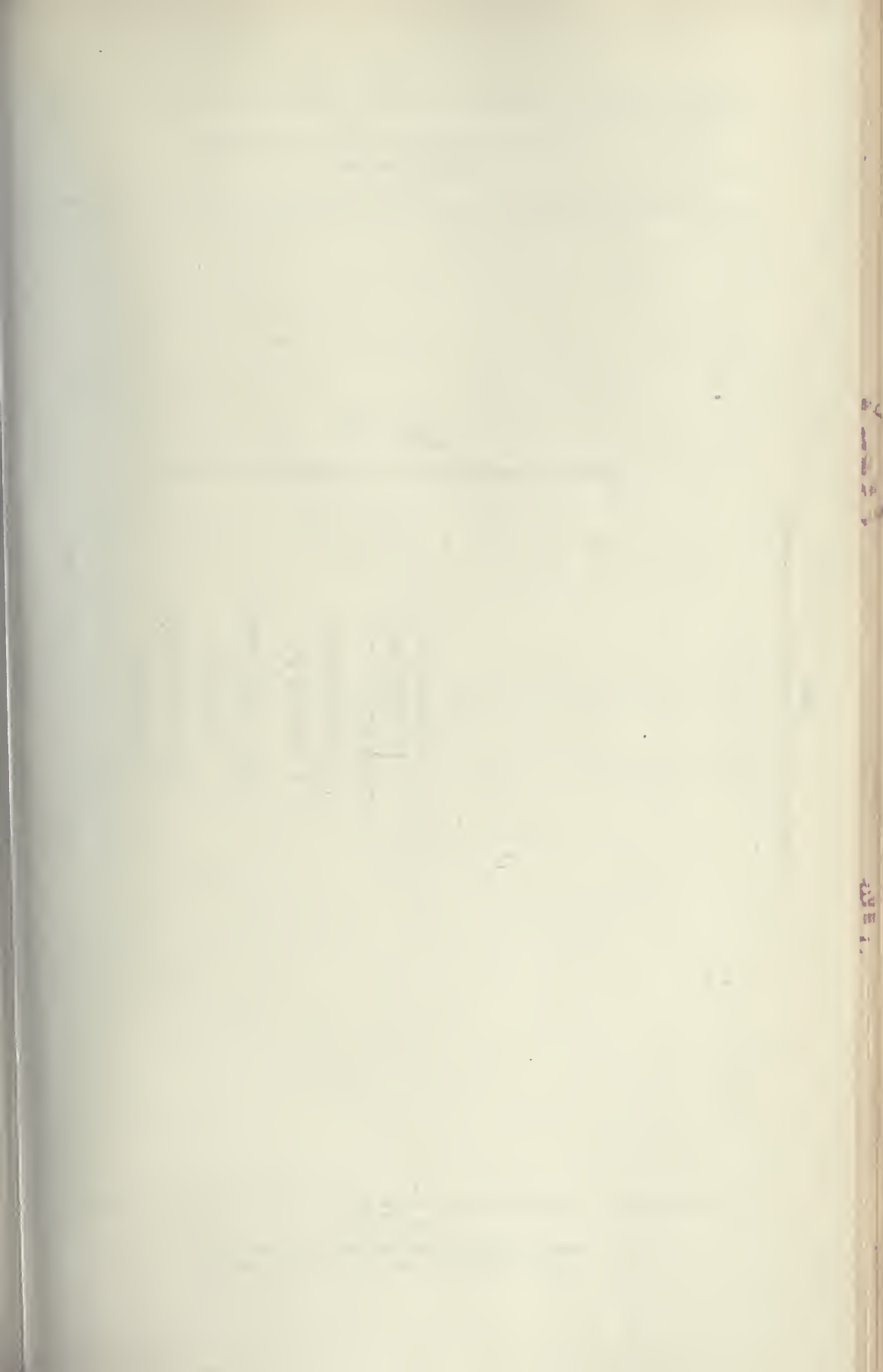
6. *The Warble-fly Control Act, 1947* is repealed.

1947, c. 114,
repealed.

7. This Act shall come into force on the day it receives the Royal Assent. Commence-
ment of Act.

8. This Act may be cited as *The Warble-fly Control Act, 1949*. Short title.





BILL

The Warble-fly Control Act, 1949.

1st Reading

February 11th, 1949

2nd Reading

February 18th, 1949

3rd Reading

March 7th, 1949

MR. KENNEDY

No. 60

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Credit Unions Act, 1940.

MR. KENNEDY

TORONTO
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EXPLANATORY NOTES

SECTION 1. The phrase "approved under this Act" is substituted for the phrase "approved of by the Minister" to conform with present administrative practices. Approvals are now given by the Registrar of Credit Unions.

SECTION 2. This new provision is self-explanatory. It is complementary to subsection 3 of section 30 of the Act.

SECTION 3. The scope of the section is extended to include employees of credit unions.

No. 60

1949

BILL

An Act to amend The Credit Unions Act, 1940,

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *b* of section 1 of *The Credit Unions Act, 1940* ^{1940, c. 7, s. 1, cl. b, re-enacted.} is repealed and the following substituted therefor:

(b) "by-laws" shall mean by-laws approved under this "by-laws". Act and shall include any amendment of a by-law approved under this Act.

2. Section 30 of *The Credit Unions Act, 1940*, as amended ^{1940, c. 7, s. 30, amended.} by section 4 of *The Credit Unions Amendment Act, 1944*, is further amended by adding thereto the following subsection:

(4) The committee shall not approve any loan that is ^{Maximum loans not to be exceeded.} greater in amount than the maximum amount that may be loaned to a member as set out in the by-laws of the credit union.

3.—(1) Subsection 4 of section 31 of *The Credit Unions Act, 1940* is amended by inserting after the word "officer" ^{1940, c. 7, s. 31, subs. 4, amended.} where it occurs in the sixth and ninth lines respectively the words "or employee engaged by the board of directors", so that the subsection shall read as follows:

(4) In the event of any of the funds, securities or other ^{Misappropriation of funds.} property of the credit union being misappropriated or otherwise misdirected from their proper use, or in the event of any of the by-laws of the credit union being contravened by the board of directors or credit committee, or any member thereof, or by any officer or employee engaged by the board of directors, the committee shall forthwith call a general meeting of the credit union, and pending the holding of such meeting the committee may suspend any member of the board of directors or credit committee or any

officer or employee engaged by the board of directors, and may appoint a member of the credit union to perform the duties of any person so suspended, until such meeting of the credit union.

1940,
c. 7, s. 31,
subs. 5,
re-enacted.

(2) Subsection 5 of the said section 31 is repealed and the following substituted therefor:

General
meeting.

- (5) The committee shall report to the meeting all circumstances relating to any misappropriation of funds, securities or other property or any improper diversion thereof and the reasons for any suspension, and the members of the credit union may by a vote of two-thirds of the members present at the meeting or at any adjournment thereof, dismiss from office any person so suspended and when the members of the credit union do not so vote to dismiss from office any person so suspended, such person shall be re-instated forthwith.

1940,
c. 7, s. 33,
amended.

4. Section 33 of *The Credit Unions Act, 1940* is amended by adding after the word "officer" in the first line the words "or employee engaged by the board of directors", so that the section shall read as follows:

Bonds.

33. Every officer or employee engaged by the board of directors of a credit union who receives or has charge of money, shall, before assuming the duties of his office, furnish a bond for the due accounting of moneys received by him and the faithful performance of his duties, with such sureties and in such form and amount as the board of directors may determine.

1940,
c. 7, s. 34,
subs. 1,
re-enacted.

5. Subsection 1 of section 34 of *The Credit Unions Act, 1940* is repealed and the following substituted therefor:

Investment
of funds.

- (1) The funds of a credit union that are not required for the purpose of making loans to members or for the guarantee fund shall be invested,—

Rev. Stat.,
c. 251.

- (a) in any investment that is authorized by *The Companies Act* for the investment of the funds of a joint stock insurance company; or
- (b) in any other investment where such investment is approved by a resolution passed by a two-thirds majority of those present at a meeting of the members called for the purpose, but in no case shall a resolution under this clause affect more than ten per cent of the

SECTION 4. The scope of the section is extended to include employees of credit unions.

SECTION 5. The present Act authorizes a credit union to invest any part of its funds in any security authorized by its by-laws. The substituted authorization is self-explanatory.

SECTION 6. Power is given to the inspector to prescribe the form of the annual return in order to facilitate administration.

SECTION 7. The Registrar is substituted for the Minister to facilitate administration.

SECTION 8. These clauses that empower the Lieutenant-Governor in Council to make regulations prescribing the form and contents of the by-laws of credit unions and the matters in relation to which by-laws may be passed and prescribing the procedure and forms to be used under this Act, are obsolete. They are therefore repealed.

share capital and deposits of the credit union and in no case shall the aggregate of all investments of the credit union under this clause exceed twenty-five per centum of its share capital and deposits.

- (1a) Any investment heretofore made by a credit union that does not comply with this section may be retained by the credit union but shall be disposed of at the first opportunity and in no event shall be renewed. Existing investments.

6. Section 46 of *The Credit Unions Act, 1940* is repealed and the following substituted therefor: 1940, c. 7, s. 46, re-enacted.

46. A credit union shall, on or before the 1st day of March in each year deliver to the inspector, in duplicate, in the form prescribed by the inspector, an audited statement of its receipts and expenditures, assets and liabilities, and such statement shall also contain such other information as the inspector may require. Annual statements.

7. Subsection 5 of section 48 of *The Credit Unions Act, 1940*, as re-enacted by section 3 of *The Credit Unions Amendment Act, 1942*, is repealed and the following substituted therefor: 1940, c. 7, s. 48, subs. 5 (1942, c. 7, s. 3), re-enacted.

- (5) Any league incorporated under this section may pass such by-laws as it deems advisable, but no by-law shall become operative until approved by the Registrar. By-laws of league.

8. Clauses *a* and *c* of section 55 of *The Credit Unions Act, 1940* are repealed. 1940, c. 7, s. 55, cls. a, c, repealed.

9. This Act may be cited as *The Credit Unions Amendment Act, 1949*. Short title.

BILL

An Act to amend The Credit Unions
Act, 1940.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. KENNEDY

No. 60

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend]The Credit Unions Act, 1940.

MR. KENNEDY

(Reprinted as amended in Committee of the Whole House.)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

SECTION 1. The phrase "approved under this Act" is substituted for the phrase "approved of by the Minister" to conform with present administrative practices. Approvals are now given by the Registrar of Credit Unions.

SECTION 2. This new provision is self-explanatory. It is complementary to subsection 3 of section 30 of the Act.

SECTION 3. The scope of the section is extended to include employees of credit unions.

No. 60

1949

BILL

An Act to amend The Credit Unions Act, 1940,

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *b* of section 1 of *The Credit Unions Act, 1940* ^{1940, c. 7, s. 1, cl. b, re-enacted.} is repealed and the following substituted therefor:

(b) "by-laws" shall mean by-laws approved under this "by-laws" Act and shall include any amendment of a by-law approved under this Act.

2. Section 30 of *The Credit Unions Act, 1940*, as amended ^{1940, c. 7, s. 30, amended.} by section 4 of *The Credit Unions Amendment Act, 1944*, is further amended by adding thereto the following subsection:

(4) The committee shall not approve any loan that is ^{Maximum loans not to be exceeded.} greater in amount than the maximum amount that may be loaned to a member as set out in the by-laws of the credit union.

3.—(1) Subsection 4 of section 31 of *The Credit Unions Act, 1940* ^{1940, c. 7, s. 31, subs. 4, amended.} is amended by inserting after the word "officer" where it occurs in the sixth and ninth lines respectively the words "or employee engaged by the board of directors", so that the subsection shall read as follows:

(4) In the event of any of the funds, securities or other ^{Misappropriation of funds.} property of the credit union being misappropriated or otherwise misdirected from their proper use, or in the event of any of the by-laws of the credit union being contravened by the board of directors or credit committee, or any member thereof, or by any officer or employee engaged by the board of directors, the committee shall forthwith call a general meeting of the credit union, and pending the holding of such meeting the committee may suspend any member of the board of directors or credit committee or any

officer or employee engaged by the board of directors, and may appoint a member of the credit union to perform the duties of any person so suspended, until such meeting of the credit union.

1940,
c. 7, s. 31,
subs. 6,
re-enacted.

(2) Subsection 5 of the said section 31 is repealed and the following substituted therefor:

General
meeting.

- (5) The committee shall report to the meeting all circumstances relating to any misappropriation of funds, securities or other property or any improper diversion thereof and the reasons for any suspension, and the members of the credit union may by a vote of two-thirds of the members present at the meeting or at any adjournment thereof, dismiss from office any person so suspended and when the members of the credit union do not so vote to dismiss from office any person so suspended, such person shall be re-instated forthwith.

1940,
c. 7, s. 33,
amended.

4. Section 33 of *The Credit Unions Act, 1940* is amended by adding after the word "officer" in the first line the words "or employee engaged by the board of directors", so that the section shall read as follows:

Bonds.

33. Every officer or employee engaged by the board of directors of a credit union who receives or has charge of money, shall, before assuming the duties of his office, furnish a bond for the due accounting of moneys received by him and the faithful performance of his duties, with such sureties and in such form and amount as the board of directors may determine.

1940,
c. 7, s. 34,
subs. 1,
re-enacted.

5. Subsection 1 of section 34 of *The Credit Unions Act, 1940* is repealed and the following substituted therefor:

Investment
of funds.

- (1) The funds of a credit union that are not required for the purposes of section 5 or for the guarantee fund shall be invested,—

Rev. Stat.,
c. 251.

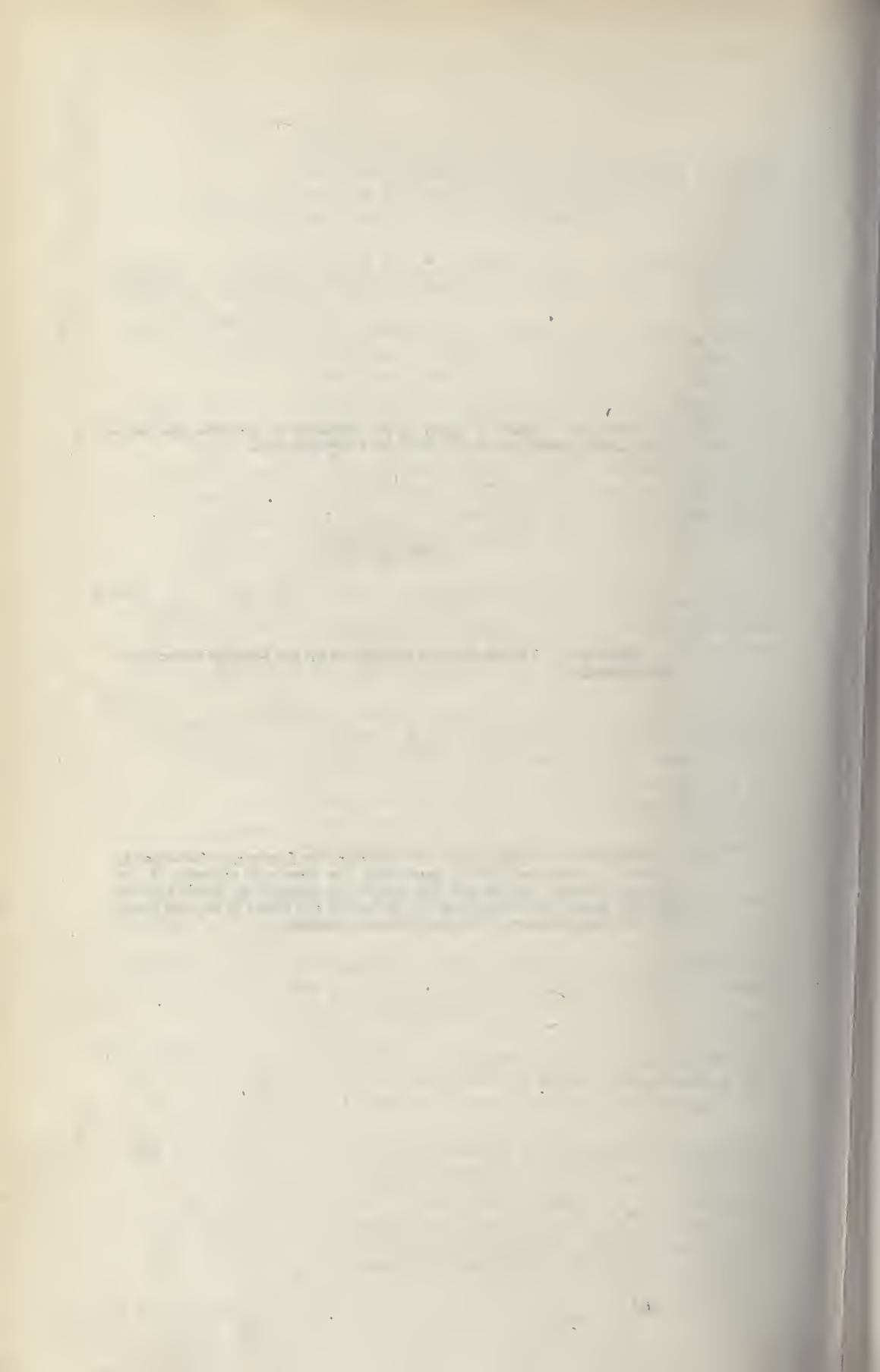
(a) in any investment that is authorized by *The Companies Act* for the investment of the funds of a joint stock insurance company; or

(b) in any investment other than those set out in section 5 where such investment is approved by a resolution passed by a two-thirds majority of those present at a meeting of the members called for the purpose, but in no case shall a resolution under this clause affect

SECTION 6. Power is given to the inspector to prescribe the form of the annual return in order to facilitate administration.

SECTION 7. The Registrar is substituted for the Minister to facilitate administration.

SECTION 8. These clauses that empower the Lieutenant-Governor in Council to make regulations prescribing the form and contents of the by-laws of credit unions and the matters in relation to which by-laws may be passed and prescribing the procedure and forms to be used under this Act, are obsolete. They are therefore repealed.



more than ten per centum of the share capital and deposits of the credit union and in no case shall the aggregate of all investments of the credit union under this clause exceed twenty-five per centum of its share capital and deposits.

- (1a) Any investment heretofore made by a credit union that does not comply with this section may be retained by the credit union but shall be disposed of at the first opportunity and in no event shall be renewed. Existing investments.

6. Section 46 of *The Credit Unions Act, 1940* is repealed and the following substituted therefor: 1940, c. 7, s. 46, re-enacted.

46. A credit union shall, on or before the 1st day of March in each year deliver to the inspector, in duplicate, in the form prescribed by the inspector, an audited statement of its receipts and expenditures, assets and liabilities, and such statement shall also contain such other information as the inspector may require. Annual statements.

7. Subsection 5 of section 48 of *The Credit Unions Act, 1940*, as re-enacted by section 3 of *The Credit Unions Amendment Act, 1942*, is repealed and the following substituted therefor: 1940, c. 7, s. 48, subs. 5 (1942, c. 7, s. 3), re-enacted.

- (5) Any league incorporated under this section may pass such by-laws as it deems advisable, but no by-law shall become operative until approved by the Registrar. By-laws of league.

8. Clauses *a* and *c* of section 55 of *The Credit Unions Act, 1940* are repealed. 1940, c. 7, s. 55, cls. a, c, repealed.

9. This Act may be cited as *The Credit Unions Amendment Act, 1949*. Short title.

BILL

An Act to amend The Credit Unions
Act, 1940.

1st Reading

February 11th, 1949

2nd Reading

February 21st, 1949

3rd Reading

MR. KENNEDY

(Reprinted as amended in Committee of the
Whole House.)

No. 60

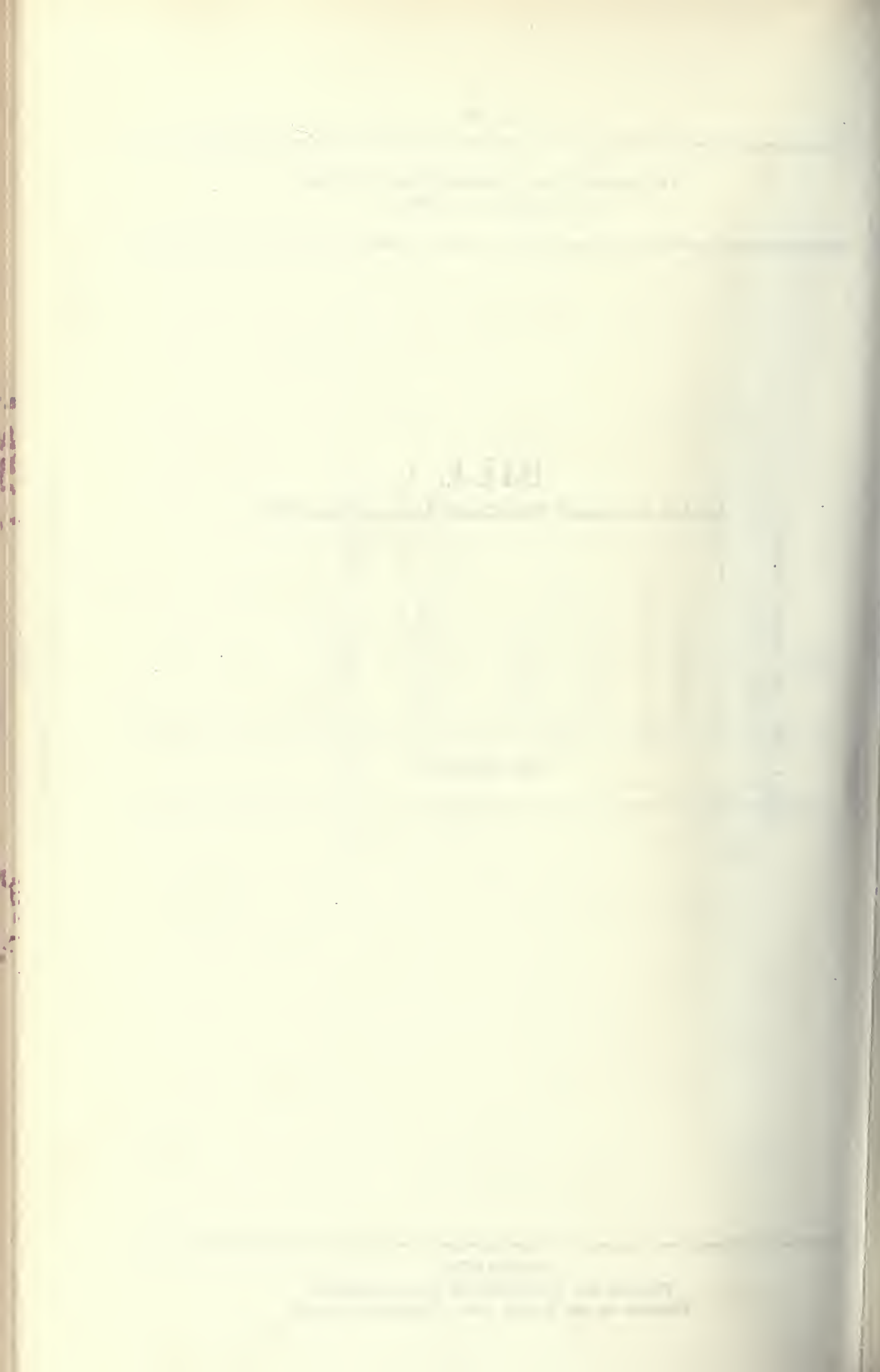
1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Credit Unions Act, 1940.

MR. KENNEDY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



No. 60

1949

BILL

An Act to amend The Credit Unions Act, 1940,

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *b* of section 1 of *The Credit Unions Act, 1940* ^{1940, c. 7, s. 1, cl. b, re-enacted.} is repealed and the following substituted therefor:

(*b*) "by-laws" shall mean by-laws approved under this "by-laws" Act and shall include any amendment of a by-law approved under this Act.

2. Section 30 of *The Credit Unions Act, 1940*, as amended ^{1940, c. 7, s. 30, amended.} by section 4 of *The Credit Unions Amendment Act, 1944*, is further amended by adding thereto the following subsection:

(4) The committee shall not approve any loan that is ^{Maximum loans not to be exceeded.} greater in amount than the maximum amount that may be loaned to a member as set out in the by-laws of the credit union.

3.—(1) Subsection 4 of section 31 of *The Credit Unions Act, 1940* is amended by inserting after the word "officer" ^{1940, c. 7, s. 31, subs. 4, amended.} where it occurs in the sixth and ninth lines respectively the words "or employee engaged by the board of directors", so that the subsection shall read as follows:

(4) In the event of any of the funds, securities or other ^{Misappropriation of funds.} property of the credit union being misappropriated or otherwise misdirected from their proper use, or in the event of any of the by-laws of the credit union being contravened by the board of directors or credit committee, or any member thereof, or by any officer or employee engaged by the board of directors, the committee shall forthwith call a general meeting of the credit union, and pending the holding of such meeting the committee may suspend any member of the board of directors or credit committee or any

officer or employee engaged by the board of directors, and may appoint a member of the credit union to perform the duties of any person so suspended, until such meeting of the credit union.

1940,
c. 7, s. 31,
subs. 5,
re-enacted.

(2) Subsection 5 of the said section 31 is repealed and the following substituted therefor:

General
meeting.

- (5) The committee shall report to the meeting all circumstances relating to any misappropriation of funds, securities or other property or any improper diversion thereof and the reasons for any suspension, and the members of the credit union may by a vote of two-thirds of the members present at the meeting or at any adjournment thereof, dismiss from office any person so suspended and when the members of the credit union do not so vote to dismiss from office any person so suspended, such person shall be re-instated forthwith.

1940,
c. 7, s. 33,
amended.

4. Section 33 of *The Credit Unions Act, 1940* is amended by adding after the word "officer" in the first line the words "or employee engaged by the board of directors", so that the section shall read as follows:

Bonds.

33. Every officer or employee engaged by the board of directors of a credit union who receives or has charge of money, shall, before assuming the duties of his office, furnish a bond for the due accounting of moneys received by him and the faithful performance of his duties, with such sureties and in such form and amount as the board of directors may determine.

1940,
c. 7, s. 34,
subs. 1,
re-enacted.

5. Subsection 1 of section 34 of *The Credit Unions Act, 1940* is repealed and the following substituted therefor:

Investment
of funds.

- (1) The funds of a credit union that are not required for the purposes of section 5 or for the guarantee fund shall be invested,—

Rev. Stat.,
c. 251.

- (a) in any investment that is authorized by *The Companies Act* for the investment of the funds of a joint stock insurance company; or
- (b) in any investment other than those set out in section 5 where such investment is approved by a resolution passed by a two-thirds majority of those present at a meeting of the members called for the purpose, but in no case shall a resolution under this clause affect

more than ten per centum of the share capital and deposits of the credit union and in no case shall the aggregate of all investments of the credit union under this clause exceed twenty-five per centum of its share capital and deposits.

- (1a) Any investment heretofore made by a credit union that does not comply with this section may be retained by the credit union but shall be disposed of at the first opportunity and in no event shall be renewed. Existing investments.

6. Section 46 of *The Credit Unions Act, 1940* is repealed and the following substituted therefor: 1940,
c. 7, s. 46,
re-enacted.

46. A credit union shall, on or before the 1st day of March in each year deliver to the inspector, in duplicate, in the form prescribed by the inspector, an audited statement of its receipts and expenditures, assets and liabilities, and such statement shall also contain such other information as the inspector may require. Annual statements.

7. Subsection 5 of section 48 of *The Credit Unions Act, 1940*, as re-enacted by section 3 of *The Credit Unions Amendment Act, 1942*, is repealed and the following substituted therefor: 1940,
c. 7, s. 48,
subs. 5
(1942,
c. 7, s. 3),
re-enacted.

- (5) Any league incorporated under this section may pass such by-laws as it deems advisable, but no by-law shall become operative until approved by the Registrar. By-laws of league.

8. Clauses *a* and *c* of section 55 of *The Credit Unions Act, 1940* are repealed. 1940,
c. 7, s. 55,
cls. *a*, *c*,
repealed.

9. This Act may be cited as *The Credit Unions Amendment Act, 1949*. Short title.

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NO. 60
BILL

An Act to amend The Credit Unions
Act, 1940.

1st Reading

February 11th, 1949

2nd Reading

February 21st, 1949

3rd Reading

March 8th, 1949

MR. KENNEDY

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Farm Products Marketing Act, 1946.

MR. KENNEDY

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

SECTION 1. The clause is added in order to enable the Farm Products Marketing Board to administer the Act effectively. Provisions similar in principle are to be found in other Ontario statutes, for example, *The Farm Products Grades and Sales Act*.

SECTION 2. Clause *b* is new. It is designed to facilitate administration by avoiding the present necessity of repeating all procedures whenever it is desired or necessary to change a marketing scheme.

The new subsection 3 is designed to ensure uniformity in the basic by-laws of local boards.

SECTION 3. This provision will enable regulations to be made under which, by mutual agreement of those concerned, a small amount is withheld from the returns to the producers and turned over to the local marketing agency. The fund thus created may be used to subsidize export where the crop exceeds domestic demand. Moneys not expended in any year are returned to the producers.

No. 61

1949

BILL

An Act to amend The Farm Products Marketing Act, 1946.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 3 of *The Farm Products Marketing Act, 1946* is amended by adding thereto the following clause: 1946, c. 29, s. 3, subs. 1, amended.

(hh) prohibiting persons from engaging in the marketing or processing of any farm product except under the authority of a licence issued by the Board.

2. Subsection 2 of section 4 of *The Farm Products Marketing Act, 1946* is repealed and the following substituted therefor: 1946, c. 29, s. 4, subs. 2, re-enacted.

(2) The Lieutenant-Governor in Council may,—

Approval
of schemes.

(a) approve any scheme or any part thereof with such variations as he may deem proper and declare it to be in force in Ontario or any part thereof; and

(b) amend any approved scheme as he may deem proper.

(3) The Lieutenant-Governor in Council may make By-laws. regulations prescribing by-laws for regulating the government of local boards and the conduct of their affairs.

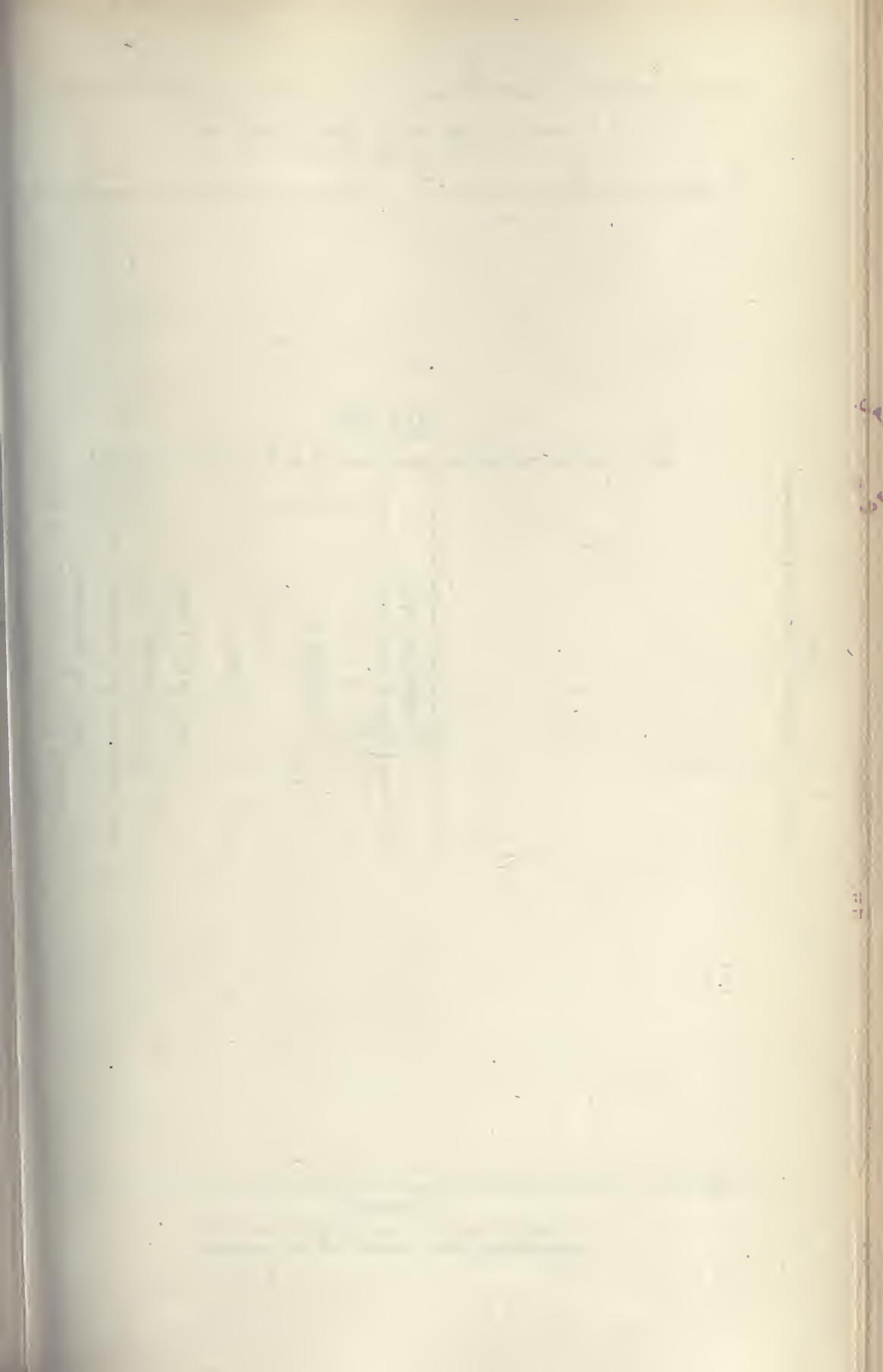
3. Subsection 1 of section 8 of *The Farm Products Marketing Act, 1946* is amended by adding thereto the following clause: 1946, c. 39, s. 8, subs. 1, amended.

(ff) providing for the collection, use and return of service charges or equalization fees on farm products.

Commence-
ment of Act. 4. This Act shall be deemed to have come into force on
the 1st day of September, 1948.

Short title. 5. This Act may be cited as *The Farm Products Marketing
Amendment Act, 1949.*

SECTION 4. The Act is made retroactive in order to remove doubts as to the legality of a particular scheme now in effect.



BILL

An Act to amend The Farm Products
Marketing Act, 1946.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. KENNEDY

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Farm Products Marketing Act, 1946.

MR. KENNEDY

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No. 61

1949

BILL

An Act to amend The Farm Products Marketing Act, 1946.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 3 of *The Farm Products Marketing Act, 1946* is amended by adding thereto the following clause: 1946, c. 29, s. 3, subs. 1, amended.

(hh) prohibiting persons from engaging in the marketing or processing of any farm product except under the authority of a licence issued by the Board.

2. Subsection 2 of section 4 of *The Farm Products Marketing Act, 1946* is repealed and the following substituted therefor: 1946, c. 29, s. 4, subs. 2, re-enacted.

(2) The Lieutenant-Governor in Council may,— Approval of schemes.

(a) approve any scheme or any part thereof with such variations as he may deem proper and declare it to be in force in Ontario or any part thereof; and

(b) amend any approved scheme as he may deem proper.

(3) The Lieutenant-Governor in Council may make By-laws. regulations prescribing by-laws for regulating the government of local boards and the conduct of their affairs.

3. Subsection 1 of section 8 of *The Farm Products Marketing Act, 1946* is amended by adding thereto the following clause: 1946, c. 39, s. 8, subs. 1, amended.

(ff) providing for the collection, use and return of service charges or equalization fees on farm products.

**Commence-
ment of Act.** 4. This Act shall be deemed to have come into force on the 1st day of September, 1948.

Short title. 5. This Act may be cited as *The Farm Products Marketing Amendment Act, 1949*.

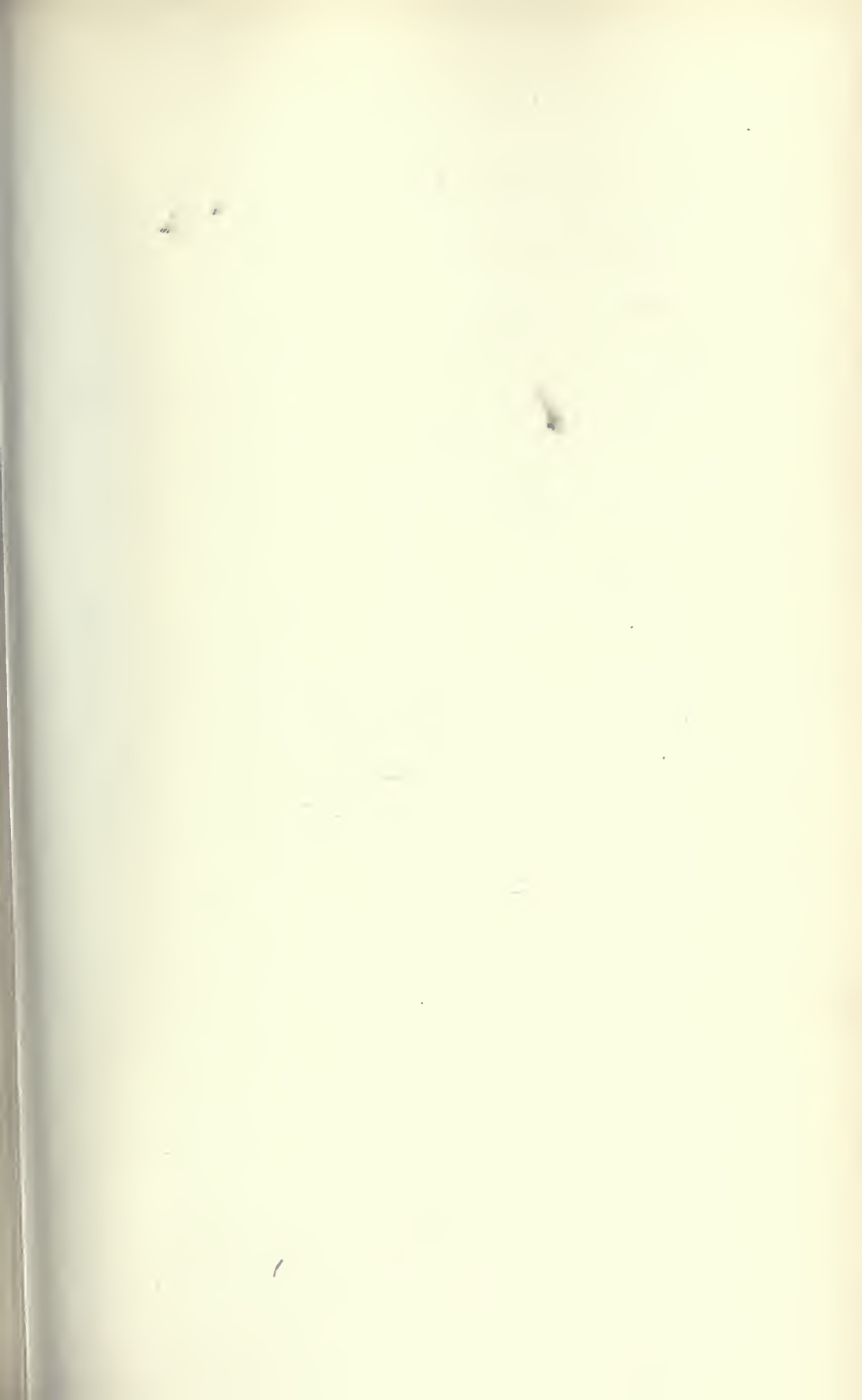




Table 1

Summary of the results of the experiments

Experiment	1	2	3	4	5
Time (min)	10	15	20	25	30
Distance (m)	100	150	200	250	300
Speed (m/min)	10	10	10	10	10
Acceleration (m/min ²)	0	0	0	0	0
Deceleration (m/min ²)	0	0	0	0	0

Notes: The results of the experiments are summarized in Table 1. The data show that the speed of the object is constant at 10 m/min throughout the experiment. The acceleration and deceleration are zero, indicating that the object is moving at a constant speed. The distance traveled increases linearly with time, from 100 m at 10 min to 300 m at 30 min.

BILL

An Act to amend The Farm Products
Marketing Act, 1946.

1st Reading

February 11th, 1949

2nd Reading

February 18th, 1949

3rd Reading

March 7th, 1949

MR. KENNEDY

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Farm Products Containers Act, 1949.

MR. KENNEDY

EXPLANATORY NOTES

This is a general revision of the present Act.

The inspector appointed to administer and enforce the Act takes the place of the Commissioner of Marketing.

Manufacturer, as defined, is substituted for dealer, being a person engaged in the business of selling containers to producers of honey, fruit and vegetables.

BILL

The Farm Products Containers Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "association" means The Ontario Bee-keepers' Association or The Ontario Fruit and Vegetable Growers' Association; "association";
- (b) "container" includes any bag, basket, box, can, crate or other receptacle used or suitable for use in the marketing of honey, fruit or vegetables; "container";
- (c) "inspector" means inspector appointed to administer and enforce this Act; "inspector";
- (d) "licence" means a licence issued under this Act; "licence";
- (e) "manufacturer" means a person engaged in the business of manufacturing or selling containers used or suitable for use in the marketing of honey, fruit or vegetables; "manufac-
turer";
- (f) "Minister" means Minister of Agriculture; "Minister";
- (g) "producer" means a person engaged in the production of honey, fruit or vegetables and includes a person engaged in the handling, packing, processing, shipping, transporting, purchasing or selling of honey, fruit or vegetables; and "producer";
- (h) "product" means honey or any fruit or vegetable. "product".
1947, c. 35, s. 1, *amended*.

2. When the Minister receives from the association a request asking that for the purpose of defraying the expenses of the association, every producer of any product specified Establish-
ment of fund.

in the request who purchases containers therefor, be required to obtain a licence and to pay licence fees, the Minister, subject to the approval of the Lieutenant-Governor in Council, may, if he is of the opinion that the association is fairly representative of such producers, make an order,—

- (a) providing for the licensing of every such producer and requiring him to pay licence fees through the manufacturer to the association and fixing the amount of such fees and the times of payment thereof;
- (b) exempting any class of producer from the provisions of the order;
- (c) requiring every manufacturer who sells containers either directly or indirectly to producers to collect the licence fees from the producers and to pay them to the association;
- (d) prohibiting the association from using any licence fees for the retail or wholesale distribution or processing of the product; and
- (e) requiring the association and manufacturers to furnish the inspector with such information and financial statements as the inspector may request. 1947, c. 35, s. 3, *amended*.

Offences and penalties.

3. Every person who violates any of the provisions of any order of the Minister made under this Act shall be guilty of an offence and upon summary conviction shall be liable to a penalty of not less than \$10 and not more than \$50 for a first offence and to a penalty of not less than \$50 and not more than \$200 for any subsequent offence. 1947, c. 35, s. 4.

1947, c. 35;
1948, c. 28,
repealed.

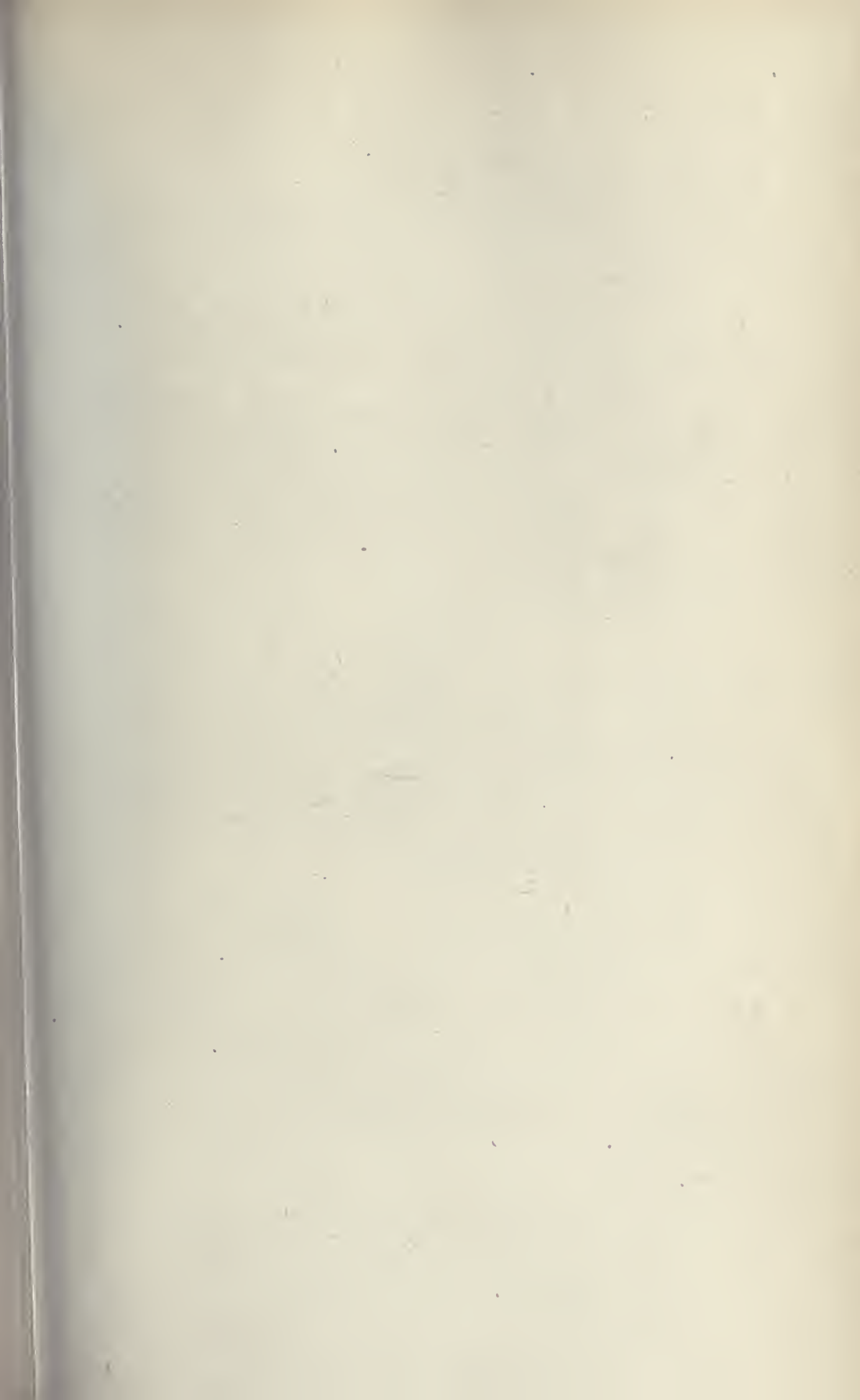
4. *The Farm Products Containers Act, 1947 and The Farm Products Containers Amendment Act, 1948* are repealed.

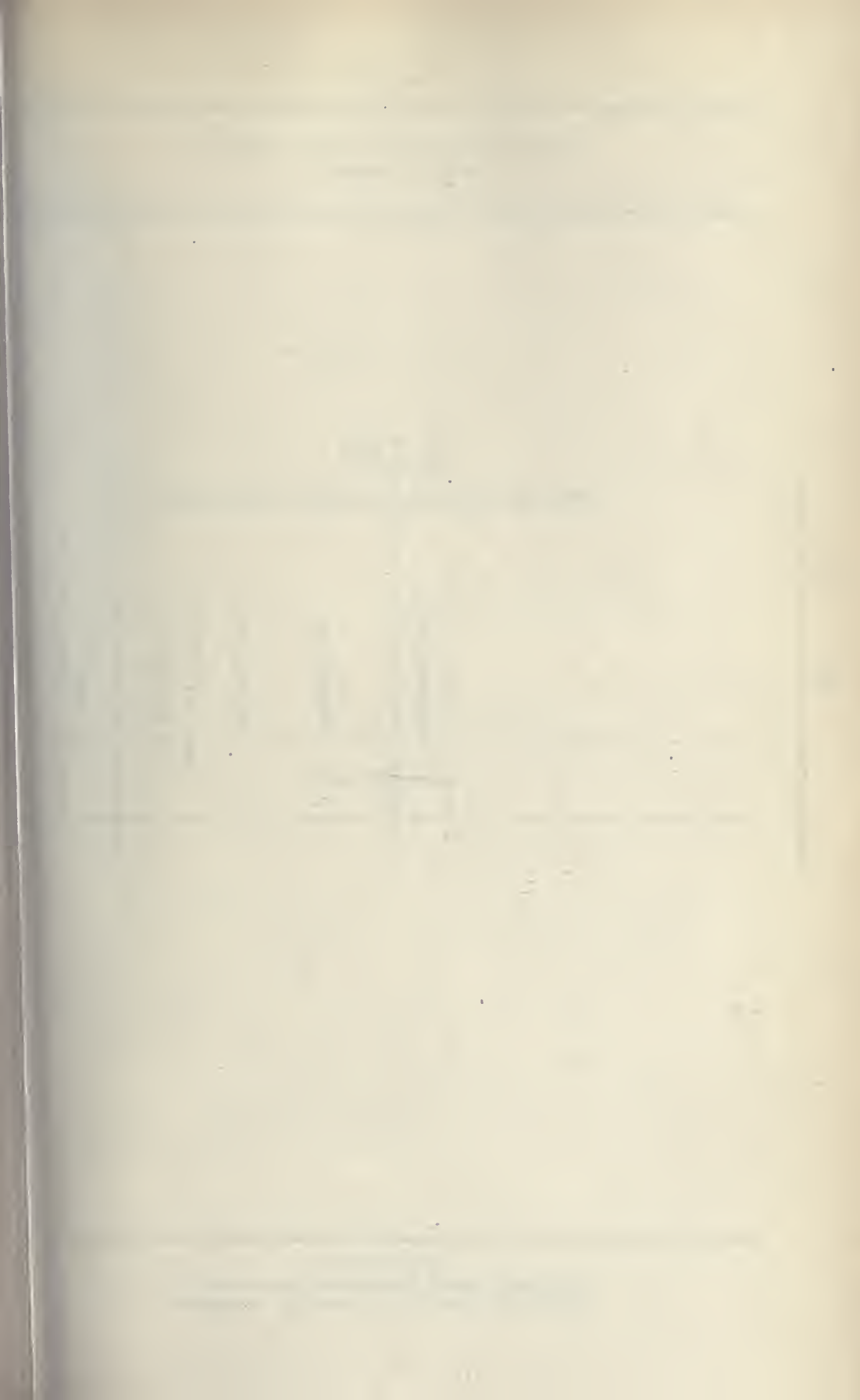
Commence-
ment of Act.

5. This Act shall come into force on the day it receives the Royal Assent.

Short title.

6. This Act may be cited as *The Farm Products Containers Act, 1949*.





BILL

The Farm Products Containers
Act, 1949.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. KENNEDY

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Farm Products Containers Act, 1949.

MR. KENNEDY

No. 62

1949

BILL

The Farm Products Containers Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "association" means The Ontario Bee-keepers' Association or The Ontario Fruit and Vegetable Growers' Association; "association";
- (b) "container" includes any bag, basket, box, can, crate or other receptacle used or suitable for use in the marketing of honey, fruit or vegetables; "container";
- (c) "inspector" means inspector appointed to administer and enforce this Act; "inspector";
- (d) "licence" means a licence issued under this Act; "licence";
- (e) "manufacturer" means a person engaged in the business of manufacturing or selling containers used or suitable for use in the marketing of honey, fruit or vegetables; "manufac-
turer";
- (f) "Minister" means Minister of Agriculture; "Minister";
- (g) "producer" means a person engaged in the production of honey, fruit or vegetables and includes a person engaged in the handling, packing, processing, shipping, transporting, purchasing or selling of honey, fruit or vegetables; and "producer";
- (h) "product" means honey or any fruit or vegetable. 1947, c. 35, s. 1, *amended*. "product".

2. When the Minister receives from the association a request asking that for the purpose of defraying the expenses of the association, every producer of any product specified Establish-
ment of fund.

in the request who purchases containers therefor, be required to obtain a licence and to pay licence fees, the Minister, subject to the approval of the Lieutenant-Governor in Council, may, if he is of the opinion that the association is fairly representative of such producers, make an order,—

- (a) providing for the licensing of every such producer and requiring him to pay licence fees through the manufacturer to the association and fixing the amount of such fees and the times of payment thereof;
- (b) exempting any class of producer from the provisions of the order;
- (c) requiring every manufacturer who sells containers either directly or indirectly to producers to collect the licence fees from the producers and to pay them to the association;
- (d) prohibiting the association from using any licence fees for the retail or wholesale distribution or processing of the product; and
- (e) requiring the association and manufacturers to furnish the inspector with such information and financial statements as the inspector may request. 1947, c. 35, s. 3, *amended*.

Offences and penalties.

3. Every person who violates any of the provisions of any order of the Minister made under this Act shall be guilty of an offence and upon summary conviction shall be liable to a penalty of not less than \$10 and not more than \$50 for a first offence and to a penalty of not less than \$50 and not more than \$200 for any subsequent offence. 1947, c. 35, s. 4, *amended*.

1947, c. 35;
1948, c. 28,
repealed.

4. *The Farm Products Containers Act, 1947 and The Farm Products Containers Amendment Act, 1948* are repealed.

Commence-
ment of Act.

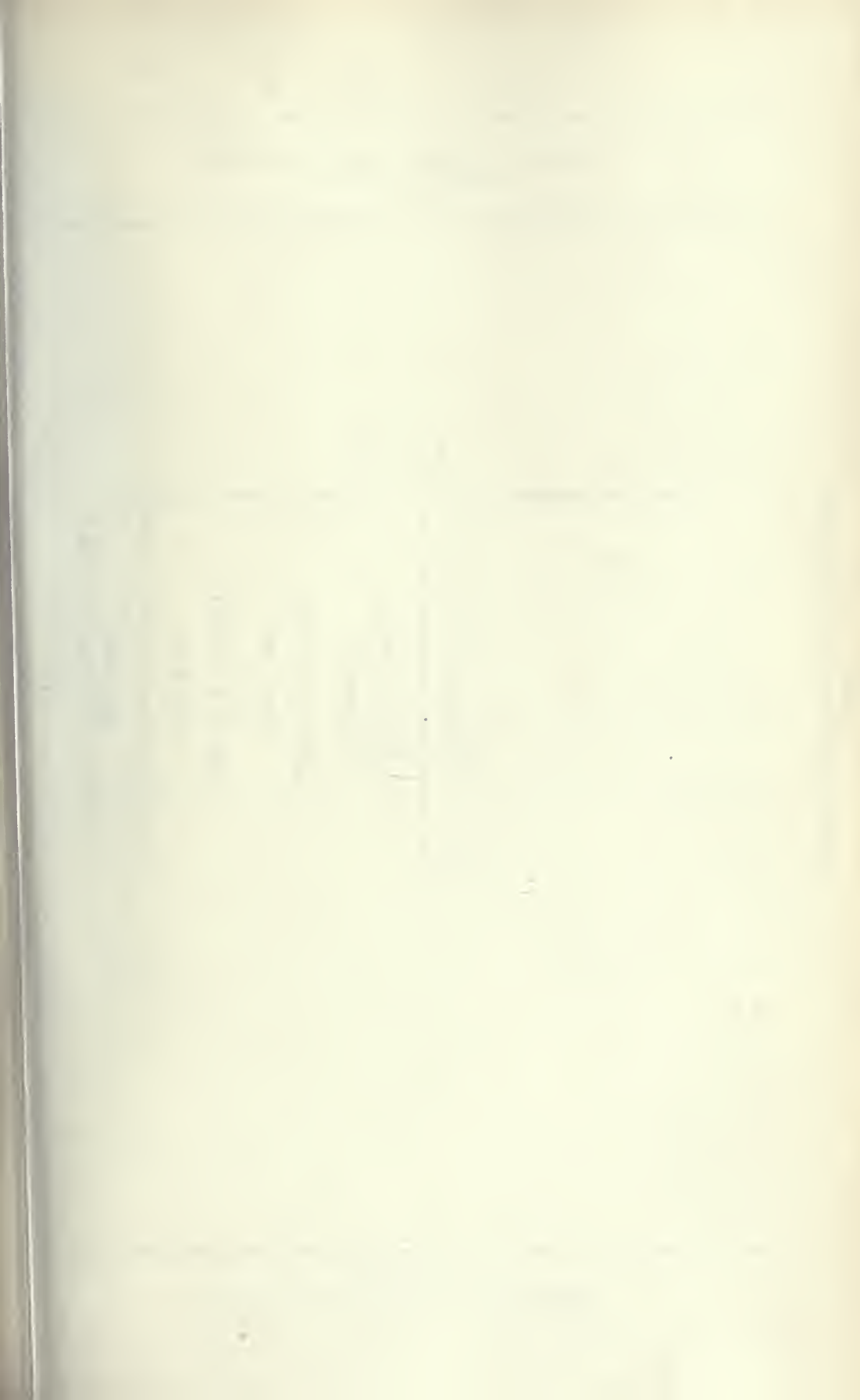
5. This Act shall come into force on the day it receives the Royal Assent.

Short title.

6. This Act may be cited as *The Farm Products Containers Act, 1949*.







BILL

The Farm Products Containers
Act, 1949.

1st Reading

February 11th, 1949

2nd Reading

February 18th, 1949

3rd Reading

March 7th, 1949

MR. KENNEDY

No. 63

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Ontario Food Terminal Act, 1946.

MR. KENNEDY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

SECTION 1. The addition of section 25 of *The Companies Act* gives the Ontario Food Terminal Board power,

- "(a) to construct, maintain and alter any buildings or works necessary or convenient for the purpose of the corporation;
- (b) to acquire by purchase, lease or other title, and to hold any real estate necessary for the carrying out of its undertaking, and when no longer required to sell, alienate and convey the same."

SECTION 2. The prohibition will be applicable only to wholesale fruit and vegetable markets.

BILL

An Act to amend The Ontario Food Terminal Act,
1946.

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Subsection 3 of section 4 of *The Ontario Food Terminal Act, 1946* is amended by striking out the word and figures "section 24" in the second line and inserting in lieu thereof the words and figures "sections 24 and 25", so that the subsection shall read as follows:

(3) The Board shall have the objects and powers set out in sections 24 and 25 of *The Companies Act*.

General
powers.
Rev. Stat.,
c. 251.

2. Section 12 of *The Ontario Food Terminal Act, 1946* is amended by striking out the words "or other produce" in the third line, so that the section shall read as follows:

1946,
c. 63, s. 12,
amended.

12. No person shall establish or operate within the City of Toronto or the Counties of York or Peel any market for the sale by wholesale of fruit and vegetables except with the approval of the Board, but this section shall not apply to any such market which is being regularly and continuously operated at the time of the coming into force of this Act so long as it is not extended or enlarged.

Markets
in Toronto,
York and
Peel.

3. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

4. This Act may be cited as *The Ontario Food Terminal Amendment Act, 1949*.

Short title.

BILL

An Act to amend The Ontario Food
Terminal Act, 1946.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. KENNEDY

No. 63

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Ontario Food Terminal Act, 1946.

MR. KENNEDY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
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BILL

An Act to amend The Ontario Food Terminal Act, 1946.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 3 of section 4 of *The Ontario Food Terminal Act, 1946* is amended by striking out the word and figures "section 24" in the second line and inserting in lieu thereof the words and figures "sections 24 and 25", so that the subsection shall read as follows:

(3) The Board shall have the objects and powers set out in sections 24 and 25 of *The Companies Act*.

General
powers.
Rev. Stat.,
c. 251.

2. Section 12 of *The Ontario Food Terminal Act, 1946* is amended by striking out the words "or other produce" in the third line, so that the section shall read as follows:

1946,
c. 63, s. 12,
amended.

12. No person shall establish or operate within the City of Toronto or the Counties of York or Peel any market for the sale by wholesale of fruit and vegetables except with the approval of the Board, but this section shall not apply to any such market which is being regularly and continuously operated at the time of the coming into force of this Act so long as it is not extended or enlarged.

Markets
in Toronto,
York and
Peel.

3. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

4. This Act may be cited as *The Ontario Food Terminal Amendment Act, 1949*.

Short title.

BILL

An Act to amend The Ontario Food
Terminal Act, 1946.

1st Reading

February 11th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

MR. KENNEDY

No. 64

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Election Act.

MR. MACLEOD

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 64

1949

BILL

An Act to amend The Election Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Clause *a* of paragraph 1 of section 18 of *The Election Act* is amended by striking out the word "twenty-one" and inserting in lieu thereof the word "eighteen", so that the clause shall read as follows:

Rev. Stat.,
c. 8, s. 18,
par. 1, cl. *a*,
amended.

(*a*) is of the full age of eighteen years.

(2) Clause *a* of paragraph 3 of the said section 18 is amended by striking out the word "twenty-one" and inserting in lieu thereof the word "eighteen", so that the clause shall read as follows:

Rev. Stat.,
c. 8, s. 18,
par. 3, cl. *a*,
amended.

(*a*) is of the full age of eighteen years.

2. This Act may be cited as *The Election Amendment Act*, Short title. 1949.

BILL

An Act to amend The Election Act.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. MACLEOD

No. 65

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Municipal Act.

MR. SALSBERG

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

An Act to amend The Municipal Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Item i of paragraph 38 of section 405 of *The Municipal Act* is amended by inserting after the word "buying" in the first line the word "processing" and by striking out the words "and such" in the first line and inserting in lieu thereof the words "milk and such other", so that the item shall read as follows:

Rev. Stat.,
c. 266, s. 405,
para. 38,
item i,
amended.

- i. For buying, processing and storing fuel, milk and such other articles of food as may be designated by order of the Board and for selling the same to dealers and residents of the municipality.

BILL.

An Act to amend The Municipal Act.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. SALSBERG

No. 66

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Minimum Wage Act.

MR. MACLEOD

BILL

An Act to amend The Minimum Wage Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 4 of *The Minimum Wage Act*, as enacted by Rev. Stat., c. 190, s. 4, section 14 of *The Statute Law Amendment Act, 1947*, is repealed (1947, c. 101, s. 14), and the following substituted therefor: re-enacted.

4.—(1) It shall be unlawful for any employer to pay any ^{Minimum rate of pay.} of his employees, with the exception of an apprentice as defined by *The Apprenticeship Act*, less than 75 ^{Rev. Stat., c. 192.} cents per hour.

(2) Where there is any conflict between the provisions of subsection 1 and any regulation or order under this Act and the provisions of any other Act of this Legislature and any regulation made thereunder, the provisions of subsection 1 shall supersede and apply. ^{Conflict with other Acts and regulations.}

(3) The provisions of *The Hours of Work and Vacations with Pay Act, 1944* shall apply in respect to the ^{Maximum hours of work.} maximum number of hours that an employee may work.

2. This Act may be cited as *The Minimum Wage Amendment Act, 1949*. ^{Short title.}

BILL

An Act to amend The Minimum Wage Act.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. MACLEOD

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to extend the Right to Vote at Municipal Elections to the
Classes of Persons that may Vote at Elections to the Assembly.

MR. SALSBERG

BILL

An Act to extend the Right to Vote at Municipal Elections to the Classes of Persons that may Vote at Elections to the Assembly.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Notwithstanding the provisions of *The Municipal Act*, every resident of a municipality who is entitled to vote at elections to the Assembly shall be entitled to be entered on the voters' list and to vote at municipal elections in the municipality. Municipal franchise same as provincial franchise. Rev. Stat., c. 266.

(2) Notwithstanding any other Act, the voters' list shall be prepared in the same manner as for an election to the Assembly. voters' list.

2. This Act may be cited as *The Municipal Elections Act, 1949*. Short title.

BILL

An Act to extend the Right to Vote at
Municipal Elections to the Classes of Per-
sons that may Vote at Elections to the
Assembly.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. SALSBERG

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Public Schools Act.

MR. MACLEOD

No. 68

1949

BILL

An Act to amend The Public Schools Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 89 of *The Public Schools Act* is amended by adding thereto the following clause: Rev. Stat.,
c. 357, s. 89,
amended.

(dd) to provide milk for children of school age.

2. This Act may be cited as *The Public Schools Amendment Act, 1949*. Short title.

BILL

An Act to amend The Public Schools Act.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

Mr. MACLEOD

No. 69

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Hours of Work and Vacations with Pay Act, 1944.

MR. SALSBERG

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 69

1949

BILL

An Act to amend The Hours of Work and
Vacations with Pay Act, 1944.

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Subsection 2 of section 2 of *The Hours of Work and Vacations with Pay Act, 1944* is repealed and the following substituted therefor: 1944,
c. 26, s. 2,
subs. 2,
re-enacted.

(2) Subject to the provisions of this Act, every employee vacations.
in an industrial undertaking shall be given a vacation
of at least two weeks with pay during every
working year.

2. This Act may be cited as *The Hours of Work and Vacations with Pay Amendment Act, 1949*. Short title.

BILL

An Act to amend The Hours of Work and
Vacations with Pay Act, 1944.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. SALSBERG

No. 70

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Hours of Work and Vacations with Pay Act, 1944.

MR. SALSBERG

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 70

1949

BILL

An Act to amend The Hours of Work and Vacations with Pay Act, 1944.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Hours of Work and Vacations with Pay Act, 1944* is amended by adding thereto the following clause: ^{1944, c. 26, s. 1, amended.}

- (f) "wage rates" or "wage rate" shall mean the basis of ^{"wage rates";} the calculation of the wages paid to an employee ^{"wage rate".} whether such basis of calculation is with reference to the period of time worked or on a piece work basis or as a commission on volume or value of results or on any incentive or other basis or any combination thereof.

2. Section 2 of *The Hours of Work and Vacations with Pay Act, 1944*, as amended by section 1 of *The Hours of Work and Vacations with Pay Amendment Act, 1947*, is repealed ^{1944, c. 26, s. 2, re-enacted.} and the following substituted therefor:

- 2.—(1) Subject to the provisions of this Act, the working ^{Limitations of hours of work.} hours of an employee in any industrial undertaking shall not exceed eight in any one day and forty in any one week and every employer shall establish such working hours in his industrial undertaking.
- (2) Every employer establishing a working week of forty ^{Same take-home pay.} hours, who prior to the coming into force of this Act had in effect in his industrial undertaking a regular working week in excess of forty hours, shall, upon the establishment of a working week of forty hours, pay such wage rates as will give each employee at least the equivalent weekly earnings for a working week of forty hours as he received previously for a working week in excess of forty hours.
- (3) Any work performed by an employee in excess of ^{Overtime payment.} eight hours in any one day shall be paid for by his

employer at the overtime rate of not less than time and one-half the regular rate paid such employee.

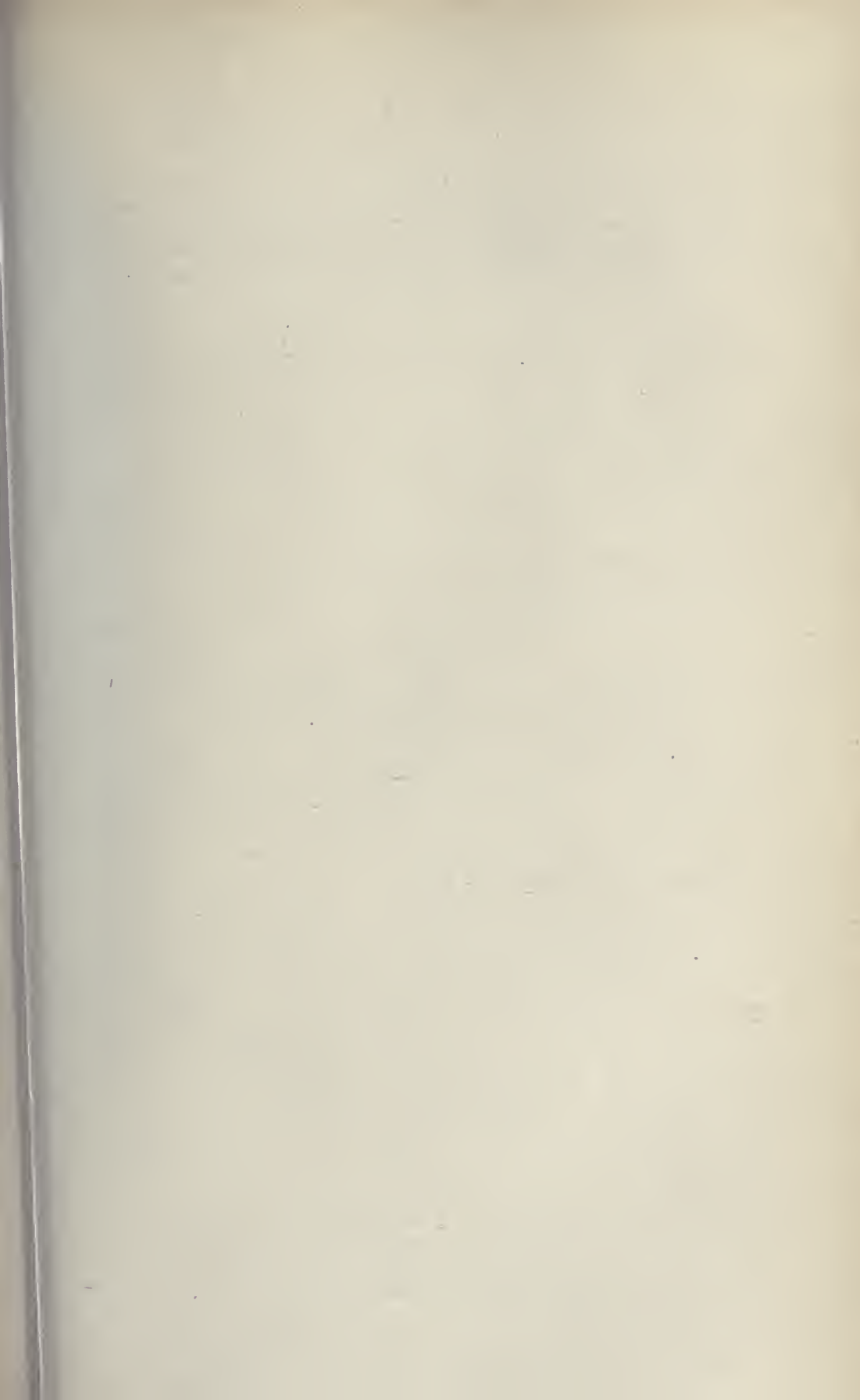
1944,
c. 26, s. 10,
amended.

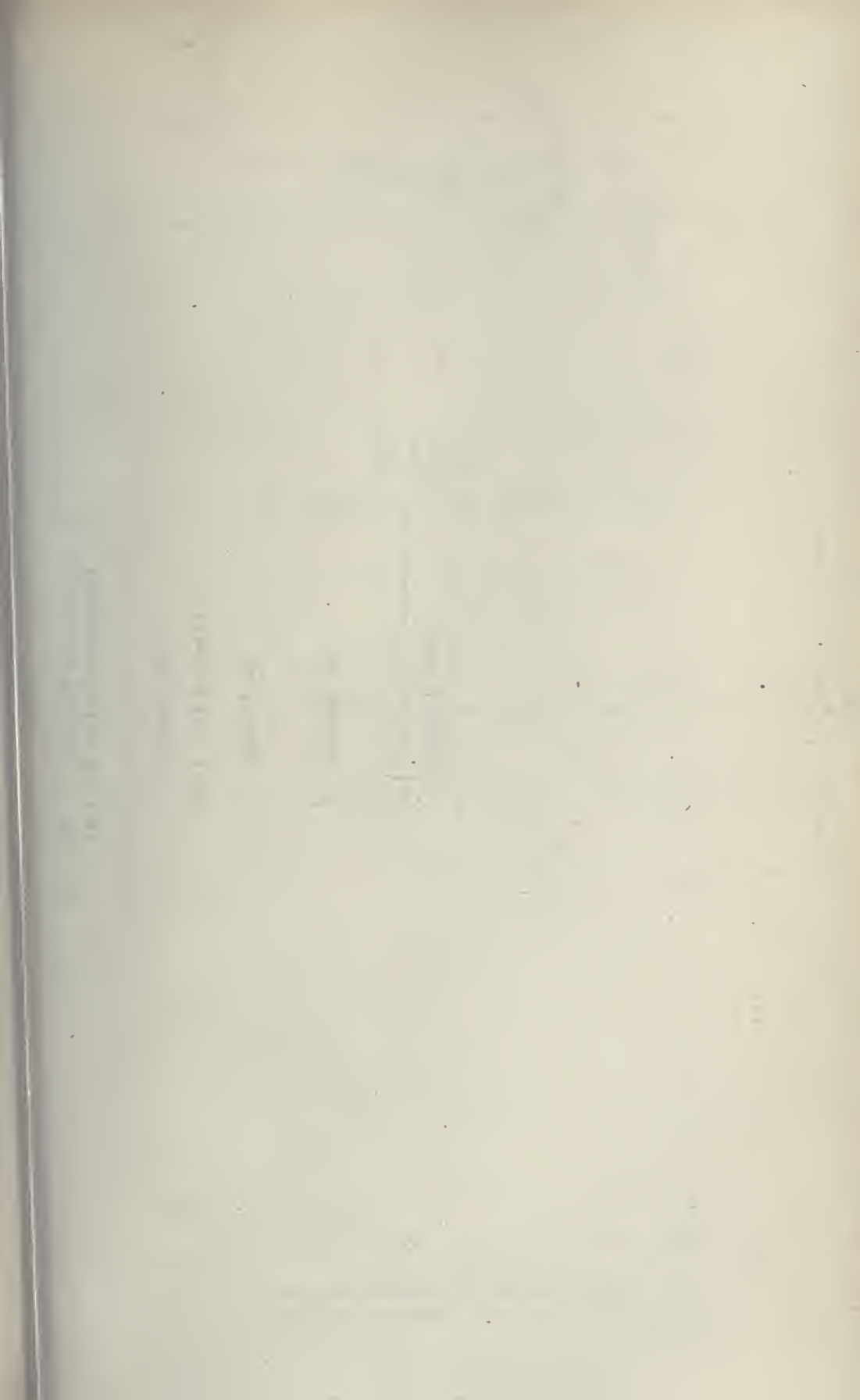
3. Section 10 of *The Hours of Work and Vacations with Pay Act, 1944*, as amended by section 1 of *The Hours of Work and Vacations with Pay Amendment Act, 1946* and section 2 of *The Hours of Work and Vacations with Pay Amendment Act, 1947*, is further amended by adding thereto the following clause:

- (g) prescribing the compensation which shall be payable by employers to their employees for the purpose of insuring that there is no reduction in earnings because of the limitation of hours of work as provided by this Act.

Short title.

4. This Act may be cited as *The Hours of Work and Vacations with Pay Amendment Act, 1949*.





BILL.

An Act to amend The Hours of Work and
Vacations with Pay Act, 1944.

1st Reading

February 11th, 1949

2nd Reading

3rd Reading

MR. SALSBERG

No. 71

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Land Transfer Tax Act.

MR. FROST

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
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EXPLANATORY NOTE

This new provision declares what has always been the case. There is no change either in principle or practice, but the express provision will be helpful in making reciprocal arrangements with other jurisdictions.

No. 71

1949

BILL

An Act to amend The Land Transfer Tax Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Land Transfer Tax Act* is amended by adding thereto the following subsection: Rev. Stat., c. 31, s. 1, amended.

(2) No tax shall be payable under this Act by the Crown or by any foreign state. Exception.

2. This Act may be cited as *The Land Transfer Tax Amendment Act, 1949*. Short title.

BILL

An Act to amend The Land Transfer
Tax Act.

1st Reading

February 15th, 1949

2nd Reading

3rd Reading

Mr. FROST

No. 71

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Land Transfer Tax Act.

MR. FROST

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 71

1949

BILL

An Act to amend The Land Transfer Tax Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Land Transfer Tax Act* is amended by adding thereto the following subsection: Rev. Stat.,
c. 31, s. 1,
amended.

(2) No tax shall be payable under this Act by the Crown or by any foreign state. Exception.

2. This Act may be cited as *The Land Transfer Tax Amendment Act, 1949.* Short title.

BILL

An Act to amend The Land Transfer
Tax Act.

1st Reading

February 15th, 1949

2nd Reading

February 18th, 1949

3rd Reading

February 28th, 1949

Mr. Frost

No. 72

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Official Notices Publication Act, 1949.

MR. PORTER

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

This very old Act is revised in order to bring it into line with present-day conditions, remove obsolete provisions and regularize existing practices.

No change in principle is involved.

No. 72

1949

BILL

The Official Notices Publication Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Ontario Gazette*, being the official notices publication of Ontario authorized by chapter 6 of the Statutes of Ontario, 1868, shall be published by the King's Printer at the times and in the form and style now established or at such times or in such form and style as the Lieutenant-Governor in Council may order. *New.* *The Ontario Gazette* authorized. 1868. c. 6.
2. Unless another mode of publication is authorized by law, there shall be published in *The Ontario Gazette*,— Notices, etc., to be published.
 - (a) all proclamations issued by the Lieutenant-Governor;
 - (b) all notices, orders, regulations and other documents relating to matters within the authority of this Legislature that require publication; and
 - (c) all advertisements, notices and publications that are required to be given by the Crown or by any department of the Government of Ontario, or by any public authority, or by any officer or person. R.S.O. 1937, c. 20, s. 1 (1), *amended*.
3. If in any Act of the late Province of Upper Canada or of the late Province of Canada in force in Ontario and being within the authority of this Legislature, any notice is directed to be given in the *Upper Canada Gazette* or in the *Canada Gazette* the same shall be given in *The Ontario Gazette*. R.S.O. 1937, c. 20, s. 1 (2). Notices published under Acts of Upper Canada or Canada.
4. The Lieutenant-Governor in Council may make regulations,— Regulations.
 - (a) prescribing the rates that shall be paid for publication of matters in *The Ontario Gazette* and prescribing the time and manner of payment of such rates; and

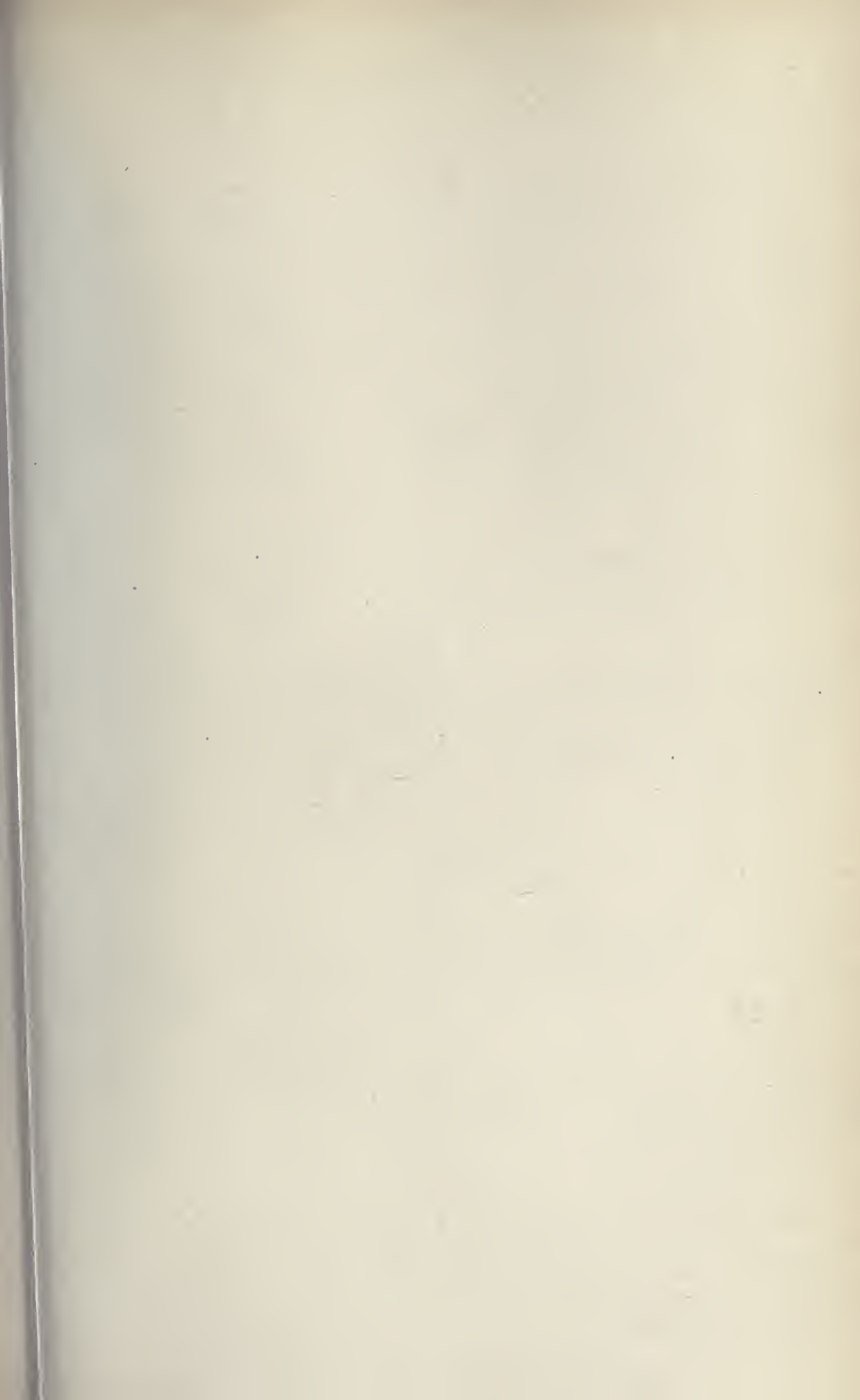
- (b) prescribing the rates that shall be paid by subscribers to *The Ontario Gazette* and by others for copies thereof and prescribing the time and manner of payment of such rates. *New.*

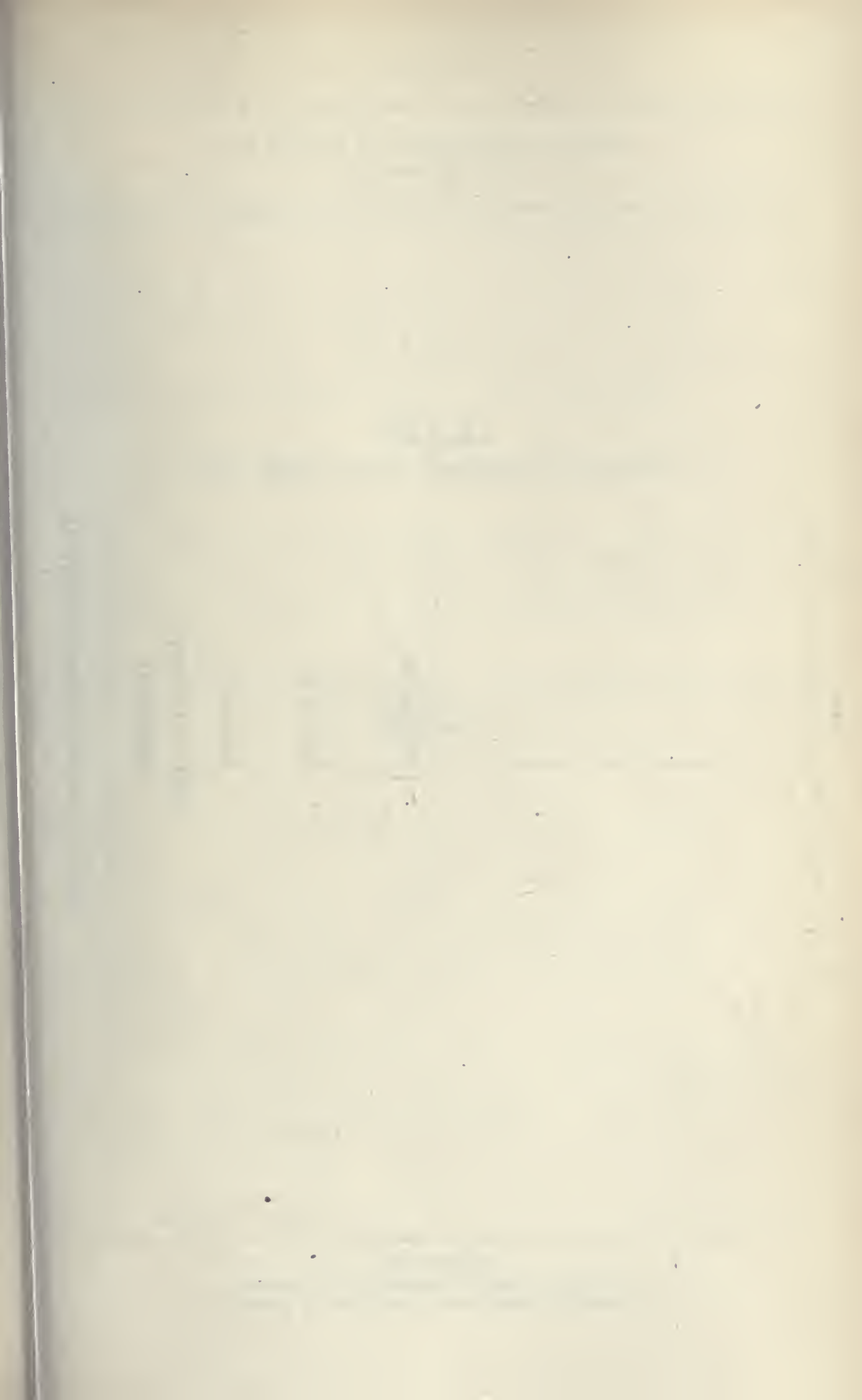
Rev. Stat.,
c. 20,
repealed.

5. *The Official Notices Publication Act* is repealed.

Short title.

6. This Act may be cited as *The Official Notices Publication Act, 1949.*





BILL.

The Official Notices Publication Act, 1949.

1st Reading

February 15th, 1949

2nd Reading

3rd Reading

MR. PORTER

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Official Notices Publication Act, 1949.

MR. PORTER

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 72

1949

BILL

The Official Notices Publication Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Ontario Gazette*, being the official notices publication of Ontario authorized by chapter 6 of the Statutes of Ontario, 1868, shall be published by the King's Printer at the times and in the form and style now established or at such times or in such form and style as the Lieutenant-Governor in Council may order. *New.* *The Ontario Gazette* authorized. 1868, c. 6.
2. Unless another mode of publication is authorized by law, there shall be published in *The Ontario Gazette*,— Notices, etc., to be published.
 - (a) all proclamations issued by the Lieutenant-Governor;
 - (b) all notices, orders, regulations and other documents relating to matters within the authority of this Legislature that require publication; and
 - (c) all advertisements, notices and publications that are required to be given by the Crown or by any department of the Government of Ontario, or by any public authority, or by any officer or person. R.S.O. 1937, c. 20, s. 1 (1), *amended*.
3. If in any Act of the late Province of Upper Canada or of the late Province of Canada in force in Ontario and being within the authority of this Legislature, any notice is directed to be given in the *Upper Canada Gazette* or in the *Canada Gazette* the same shall be given in *The Ontario Gazette*. R.S.O. 1937, c. 20, s. 1 (2). Notices published under Acts of Upper Canada or Canada.
4. The Lieutenant-Governor in Council may make regulations,— Regulations.
 - (a) prescribing the rates that shall be paid for publication of matters in *The Ontario Gazette* and prescribing the time and manner of payment of such rates; and

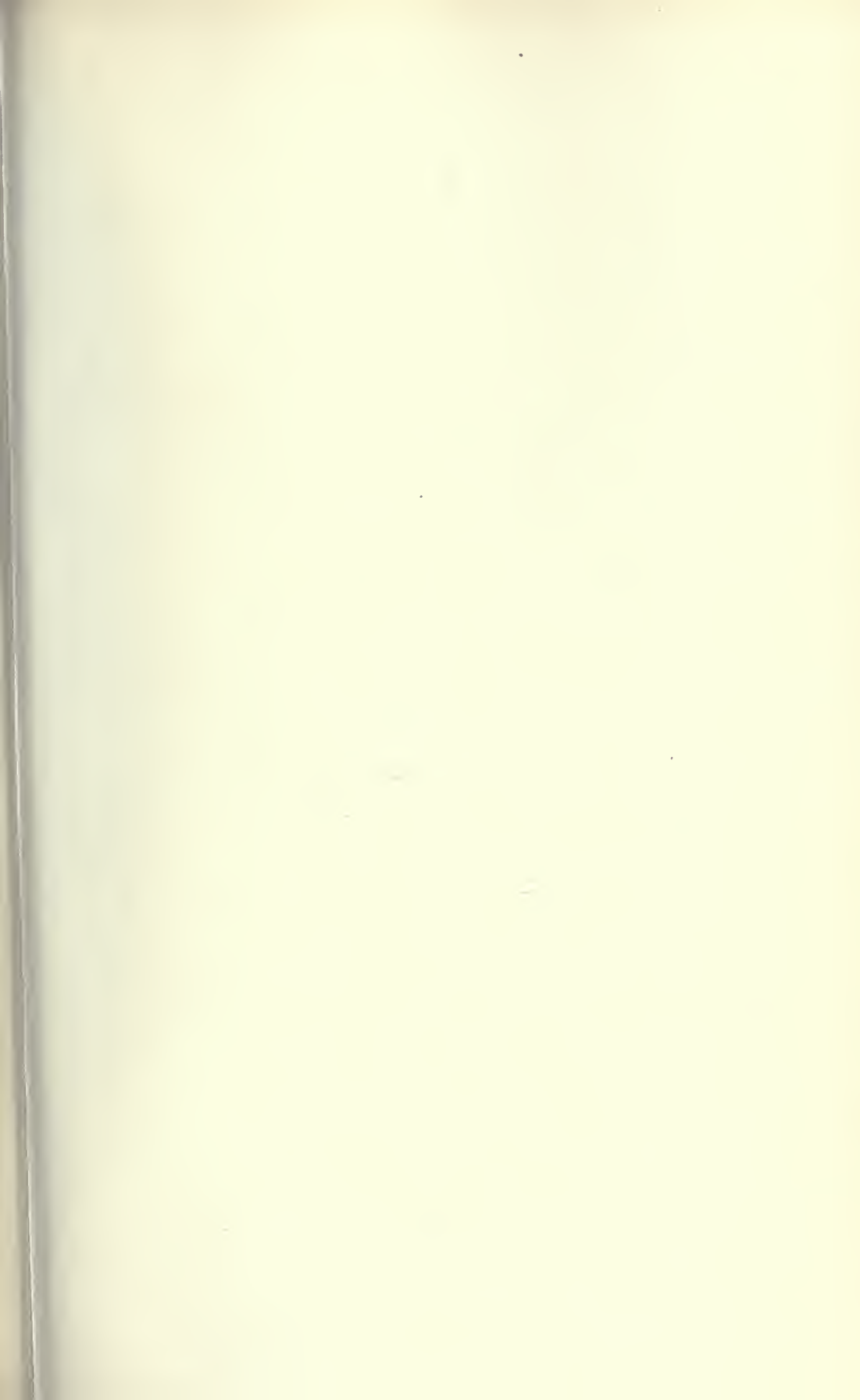
- (b) prescribing the rates that shall be paid by subscribers to *The Ontario Gazette* and by others for copies thereof and prescribing the time and manner of payment of such rates. *New.*

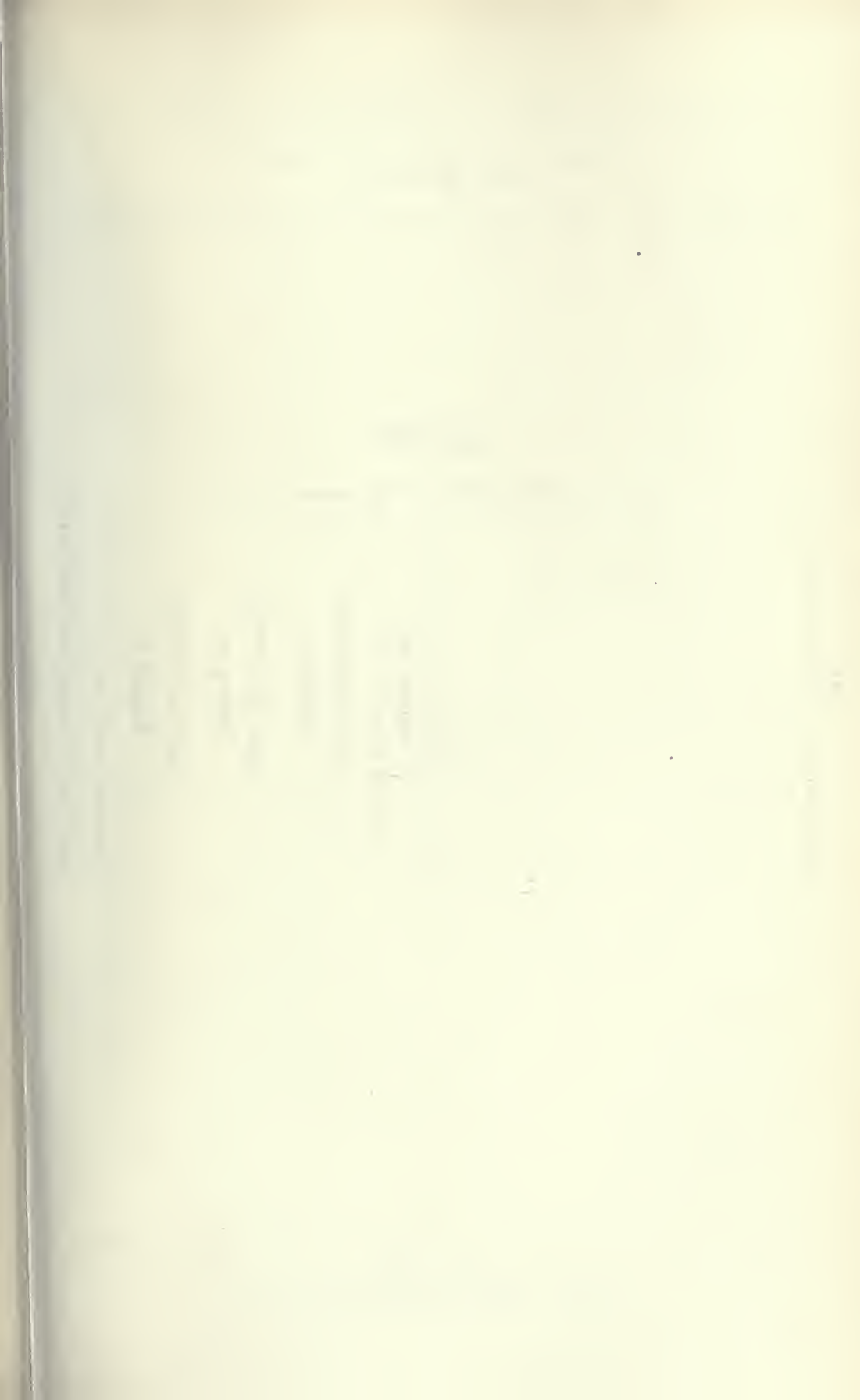
Rev. Stat.,
c. 20,
repealed.

5. *The Official Notices Publication Act* is repealed.

Short title.

6. This Act may be cited as *The Official Notices Publication Act, 1949.*





BILL

The Official Notices Publication Act, 1949.

1st Reading

February 15th, 1949

2nd Reading

February 21st, 1949

3rd Reading

March 7th, 1949

MR. PORTER

No. 73

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Public Hospitals Act.

MR. KELLEY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
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EXPLANATORY NOTE

SECTION 1. As substantial sums of money are paid to public hospitals under *The Hospitals Aid Act, 1948* by way of capital grants and maintenance grants, it is considered desirable that hospitals should not be sold, leased or mortgaged without approval.

The new provision is similar to section 24 of *The Sanatoria for Consumptives Act, 1947*.

SECTION 2. The word "liable" was inadvertently deleted by paragraph 8 of section 5 of *The Hospitals Aid Act, 1948*.

BILL

An Act to amend The Public Hospitals Act.

HIS MAJESTY, by and with the advice and consent of
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 3 of *The Public Hospitals Act* is amended by adding thereto the following subsection: Rev. Stat.,
c. 390, s. 3,
amended.

(3a) No building or other premises or place or any part thereof acquired or used for the purposes of a hospital shall be sold, leased, mortgaged or otherwise disposed of without the approval of the Lieutenant-Governor in Council. Sale, etc.,
to be
approved.

2. Subsection 1 of section 24 of *The Public Hospitals Act*, as amended by paragraph 8 of section 5 of *The Hospitals Aid Act, 1948*, is further amended by inserting after the word "is" in the fifth line the word "liable", so that the subsection shall read as follows: Rev. Stat.,
c. 390, s. 24,
subs. 1,
amended.

(1) Where the corporation of a county has not made an agreement under the provisions of section 17, it shall have the right to recover not exceeding one-half of the charges paid by it in respect to treatment in a hospital of any patient for which it is liable from the corporation of the township, town or village forming a part of the county in which such patient was a resident at the time of admission. County's
right to
contribution.

3. This Act may be cited as *The Public Hospitals Amendment Act, 1949*. Short title.

BILL

An Act to amend The Public Hospitals
Act.

1st Reading

February 15th, 1949

2nd Reading

3rd Reading

MR. KELLEY

No. 73

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Public Hospitals Act.

MR. KELLEY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 73

1949

BILL

An Act to amend The Public Hospitals Act.

HIS MAJESTY, by and with the advice and consent of
of the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 3 of *The Public Hospitals Act* is amended by adding thereto the following subsection: Rev. Stat.,
c. 390, s. 3,
amended.

(3a) No building or other premises or place or any part thereof acquired or used for the purposes of a hospital shall be sold, leased, mortgaged or otherwise disposed of without the approval of the Lieutenant-Governor in Council. Sale, etc.,
to be
approved.

2. Subsection 1 of section 24 of *The Public Hospitals Act*, as amended by paragraph 8 of section 5 of *The Hospitals Aid Act, 1948*, is further amended by inserting after the word "is" in the fifth line the word "liable", so that the subsection shall read as follows: Rev. Stat.,
c. 390, s. 24,
subs. 1,
amended.

(1) Where the corporation of a county has not made an agreement under the provisions of section 17, it shall have the right to recover not exceeding one-half of the charges paid by it in respect to treatment in a hospital of any patient for which it is liable from the corporation of the township, town or village forming a part of the county in which such patient was a resident at the time of admission. County's
right to
contribution.

3. This Act may be cited as *The Public Hospitals Amendment Act, 1949*. Short title.

BILL

An Act to amend The Public Hospitals
Act.

1st Reading

February 15th, 1949

2nd Reading

February 21st, 1949

3rd Reading

March 7th, 1949

MR. KELLEY

No. 74

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Ontario Northland Transportation
Commission Act.

Mr. PORTER

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

SECTION 1. This section is designed to remove doubts as to the validity of the past and present pension plans of the Commission which have been in operation since 1922.

SECTION 2. This new provision is added to clarify the nature of the regulations of the Commission fixing the fares and tolls to be charged for carrying passengers and freight.

SECTION 3. Section 36 is re-enacted in order to bring the practice with respect to the annual reports of the Commission into line with the uniform practice adopted by the Department of the Provincial Secretary.

BILL

An Act to amend The Ontario Northland Transportation Commission Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) *The Ontario Northland Transportation Commission Act* is amended by adding thereto the following section: Rev. Stat., c. 55, amended.

6a. Subject to the approval of the Lieutenant-Governor in Council the Commission may make regulations for establishing and administering, through a board or otherwise, a pension fund for the payment of superannuation or disability allowances to the employees or members of the Commission or any class thereof. Pension plan authorized.

(2) All rules and regulations of the Pension Department of the Temiskaming and Northern Ontario Railway Commission, all regulations of the Pension Board of the Temiskaming and Northern Ontario Railway Commission and all regulations of the Pension Board of the Ontario Northland Transportation Commission that have been in effect from time to time since the 1st day of November, 1922, or that are now in effect are hereby validated and confirmed. Former and present pension regulations validated.

(3) All payments heretofore made pursuant to any of the rules or regulations mentioned in subsection 2 and every other act and thing done or purported to have been done pursuant to any such rules or regulations are hereby validated and confirmed. Pension payments validated.

2. Section 10 of *The Ontario Northland Transportation Commission Act* is amended by adding thereto the following subsection: Rev. Stat., c. 55, s. 10, amended.

(3) The regulations so made shall be deemed to be of an administrative and not of a legislative nature. Regulations to be deemed administrative.

3. Section 36 of *The Ontario Northland Transportation Commission Act* is repealed and the following substituted therefor: Rev. Stat., c. 55, s. 36, re-enacted.

Annual
reports.

36.—(1) The Commission shall after the close of each fiscal year of the Commission file with the Provincial Secretary an annual report which shall include the report of its auditor and which shall set forth the operations of the Commission for the fiscal year then last past and such particulars as may appear to the Commission to be of public interest or as may be required by the Lieutenant-Governor in Council.

Tabling.

(2) The Provincial Secretary shall submit the report to the Lieutenant-Governor in Council and shall then lay the report before the Assembly if it is then in session, or if not, at the next ensuing session.

Commence-
ment of Act.

4. This Act shall come into force on the day it receives the Royal Assent.

Short title.

5. This Act may be cited as *The Ontario Northland Transportation Commission Amendment Act, 1949*.

BILL

An Act to amend The Ontario Northland
Transportation Commission Act.

1st Reading

February 15th, 1949

2nd Reading

3rd Reading

MR. PORTER

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Ontario Northland Transportation
Commission Act.

MR. PORTER

No. 74

1949

BILL

**An Act to amend The Ontario Northland
Transportation Commission Act.**

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) *The Ontario Northland Transportation Commission Act* is amended by adding thereto the following section: Rev. Stat.,
c. 55,
amended.

6a. Subject to the approval of the Lieutenant-Governor in Council the Commission may make regulations for establishing and administering, through a board or otherwise, a pension fund for the payment of superannuation or disability allowances to the employees or members of the Commission or any class thereof. Pension
plan
authorized.

(2) All rules and regulations of the Pension Department of the Temiskaming and Northern Ontario Railway Commission, all regulations of the Pension Board of the Temiskaming and Northern Ontario Railway Commission and all regulations of the Pension Board of the Ontario Northland Transportation Commission that have been in effect from time to time since the 1st day of November, 1922, or that are now in effect are hereby validated and confirmed. Former and
present
pension
regulations
validated.

(3) All payments heretofore made pursuant to any of the rules or regulations mentioned in subsection 2 and every other act and thing done or purported to have been done pursuant to any such rules or regulations are hereby validated and confirmed. Pension
payments
validated.

2. Section 10 of *The Ontario Northland Transportation Commission Act* is amended by adding thereto the following subsection: Rev. Stat.,
c. 55, s. 10,
amended.

(3) The regulations so made shall be deemed to be of an administrative and not of a legislative nature. Regulations
to be deemed
administra-
tive.

3. Section 36 of *The Ontario Northland Transportation Commission Act* is repealed and the following substituted therefor: Rev. Stat.,
c. 55, s. 36,
re-enacted.

**Annual
reports.**

- 36.—(1) The Commission shall after the close of each fiscal year of the Commission file with the Provincial Secretary an annual report which shall include the report of its auditor and which shall set forth the operations of the Commission for the fiscal year then last past and such particulars as may appear to the Commission to be of public interest or as may be required by the Lieutenant-Governor in Council.

Tabling.

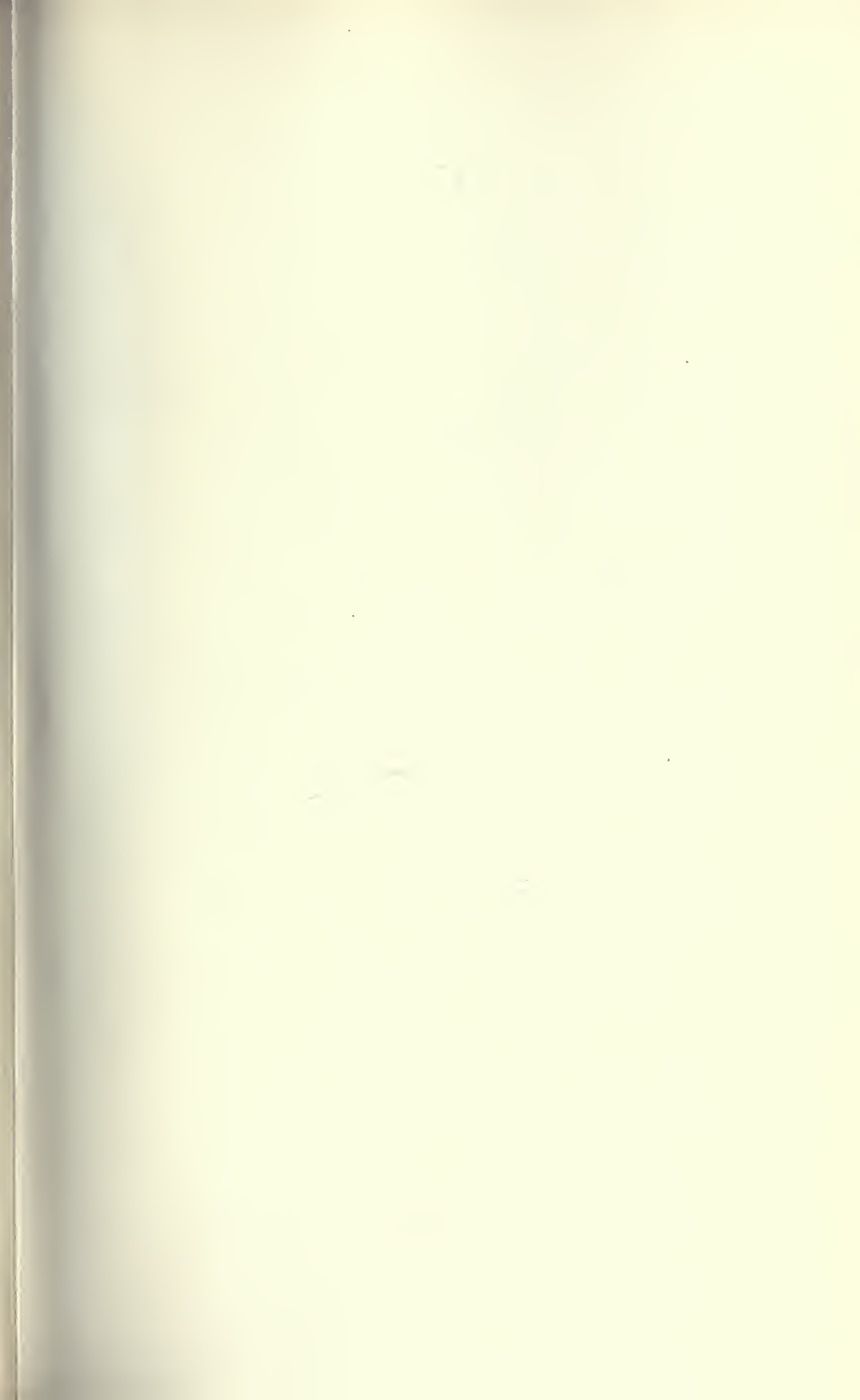
- (2) The Provincial Secretary shall submit the report to the Lieutenant-Governor in Council and shall then lay the report before the Assembly if it is then in session, or if not, at the next ensuing session.

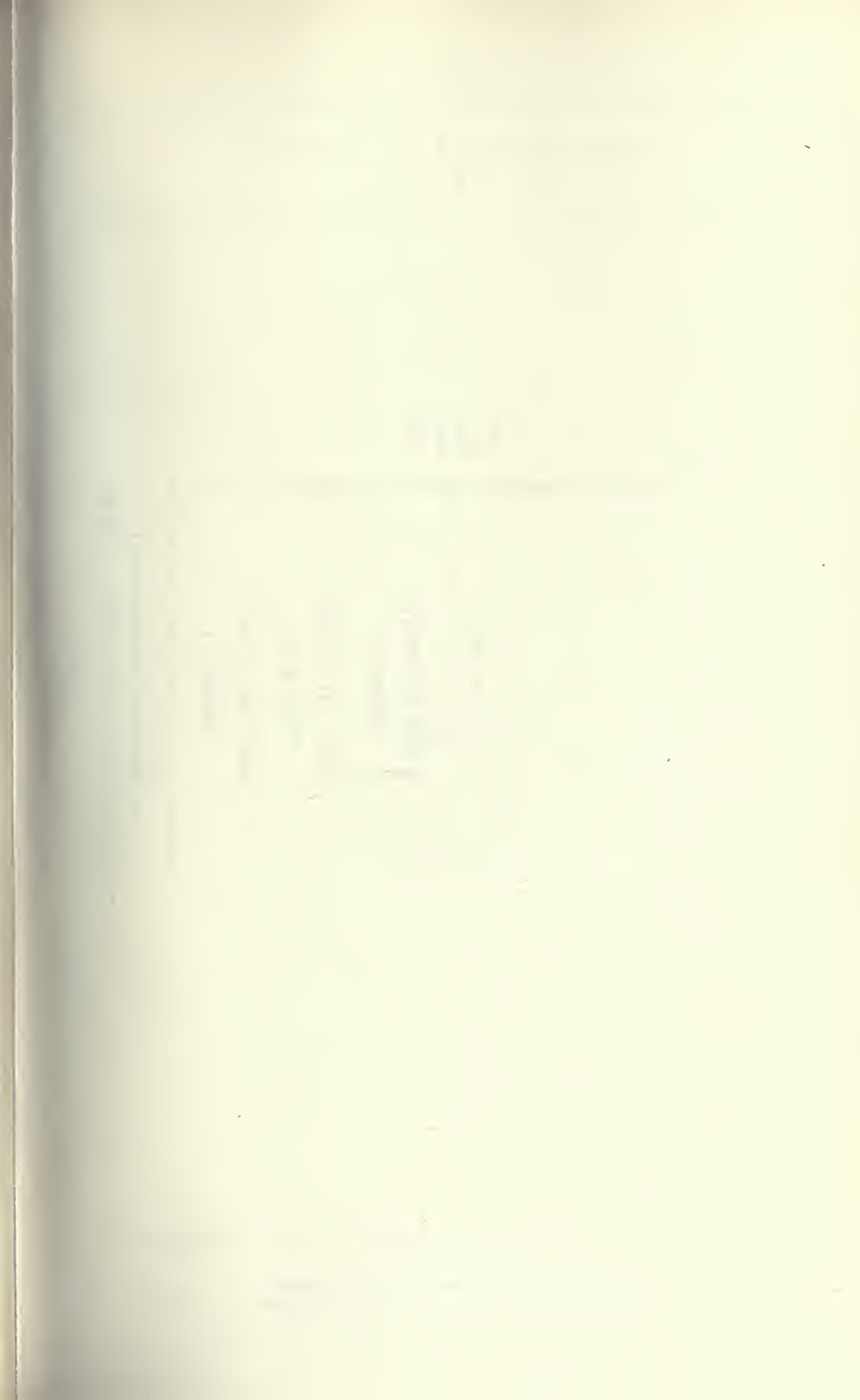
**Commence-
ment of Act.**

4. This Act shall come into force on the day it receives the Royal Assent.

Short title.

5. This Act may be cited as *The Ontario Northland Transportation Commission Amendment Act, 1949*.





BILL

An Act to amend The Ontario Northland
Transportation Commission Act.

1st Reading

February 15th, 1949

2nd Reading

February 21st, 1949

3rd Reading

March 7th, 1949

MR. PORTER

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Water Powers Regulation Act.

MR. SCOTT

EXPLANATORY NOTE

Heretofore the matters mentioned in the section have been dealt with under section 60 of *The Public Lands Act*.

These procedures are transferred to *The Water Powers Regulation Act* as being a more logical statute under which to deal with such matters and also to facilitate administration.

BILL

An Act to amend The Water Powers Regulation Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Water Powers Regulation Act* is amended by adding thereto the following section: Rev. Stat., c. 63, amended.

- 16.—(1) The Minister of Lands and Forests in his discretion may fix the terms and conditions upon which water powers or privileges granted by the Crown and any Crown lands necessary for the development thereof may be sold or leased and developed. Sale of water powers and privileges.
- (2) All agreements, leases, licenses, renewals or other writings relating to water powers or privileges or any Crown lands necessary for the development thereof shall be binding upon the Crown when signed by the Minister of Lands and Forests or by the Deputy Minister of Lands and Forests. Agreements, etc., to be binding on Crown.

2. This Act may be cited as *The Water Powers Regulation Amendment Act, 1949*. Short title.

BILL

An Act to amend The Water Powers
Regulation Act.

1st Reading

February, 15th, 1949

2nd Reading

3rd Reading

MR. SCOTT

No. 75

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Water Powers Regulation Act.

MR. SCOTT

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 75

1949

BILL

An Act to amend The Water Powers Regulation Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Water Powers Regulation Act* is amended by adding thereto the following section: Rev. Stat.,
c. 63,
amended.

16.—(1) The Minister of Lands and Forests in his discretion may fix the terms and conditions upon which water powers or privileges granted by the Crown and any Crown lands necessary for the development thereof may be sold or leased and developed. Sale of
water
powers and
privileges.

(2) All agreements, leases, licenses, renewals or other writings relating to water powers or privileges or any Crown lands necessary for the development thereof shall be binding upon the Crown when signed by the Minister of Lands and Forests or by the Deputy Minister of Lands and Forests. Agreements,
etc., to be
binding on
Crown.

2. This Act may be cited as *The Water Powers Regulation Amendment Act, 1949*. Short title

BILL

An Act to amend The Water Powers
Regulation Act.

1st Reading

February 15th, 1949

2nd Reading

February 21st, 1949

3rd Reading

March 7th, 1949

Mr. Scott

No. 76

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Cullers Act.

MR. SCOTT

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

SECTION 1. The terms "culler" and "scaler" are synonymous. Therefore "culler" is interpreted to include "scaler".

SECTION 2. Self-explanatory.

Section 3. Self-explanatory.

BILL

An Act to amend The Cullers Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Cullers Act*, as amended by section 12 of *The Statute Law Amendment Act, 1943* and section 1 of *The Cullers Amendment Act, 1946*, is further amended by re-lettering the present clause *aa* as clause *aaa* and by adding thereto the following clause:

(*aa*) "Culler" shall include scaler.

"Culler".

2. The oath set out in subsection 1 of section 8 of *The Cullers Act* is amended by inserting after the word "measure" in the third line the words "in accordance with the authorized Manual of Scaling Instructions", so that the oath shall read as follows:

That I, _____, while acting as a licensed culler, without fear, favour or affection and to the best of my judgment and skill, will correctly measure, in accordance with the authorized Manual of Scaling Instructions, all pulpwood (*or sawlogs as the case may be*) cut on public lands and which I may be employed to measure, and make true return of the same to the Department of Lands and Forests, or its agents.

3. Section 10 of *The Cullers Act*, as amended by section 13 of *The Statute Law Amendment Act, 1943*, is further amended by inserting after the word "ability" in the third line the words "in accordance with the authorized Manual of Scaling Instructions", so that the section shall read as follows:

10. It shall be the duty of every culler of sawlogs or of pulpwood as the case may be, to measure fairly and correctly to the best of his skill, knowledge and ability, in accordance with the authorized Manual of Scaling Instructions, all sawlogs and pulpwood which he may be employed to measure, making only such deductions as are necessary to allow for rots or other defects, and to enter in a book of record, for the purpose of return to the Department, what

he believes to be the proper contents of the logs and pulpwood, noting also the number of pieces of sawlogs and pulpwood timber respectively rejected as culls.

Rev. Stat.,
c. 240, s. 15
(1946,
c. 15, s. 3),
amended.

4. Section 15 of *The Cullers Act*, as re-enacted by section 3 of *The Cullers Amendment Act, 1946*, is amended by inserting after the word "license" in the second line of subsection 1 and subsection 2, respectively, the words "or special permit", so that the section shall read as follows:

Penalty.

15.—(1) Every person who, not being the holder of a license or special permit under this Act, performs or attempts to perform the duties of a culler, shall be guilty of an offence and shall incur a penalty of not less than \$10 nor more than \$50 for each offence.

Idem.

(2) Every person who, being the holder of a pulpwood culler's license or special permit only, performs or attempts to perform the duties of a sawlog culler, shall be guilty of an offence and liable to the penalties prescribed in subsection 1.

Rev. Stat.,
c. 240, s. 16a
(1947,
c. 25, s. 3),
re-enacted.

5. Section 16a of *The Cullers Act*, as enacted by section 3 of *The Cullers Amendment Act, 1947*, is repealed and the following substituted therefor:

Manual of
Scaling
Instructions
authorized.

16a. The Minister may authorize a Manual of Scaling Instructions prescribing the method of measuring timber cut on ungranted public lands, and timber cut on patented lands where the timber on them remains the property of the Crown, and such authorization shall be deemed to be of an administrative and not of a legislative nature.

Commence-
ment of Act.

6. This Act shall come into force on the day it receives the Royal Assent.

Short title.

7. This Act may be cited as *The Cullers Amendment Act, 1949*.

SECTION 4. Special permits are authorized under section 9 of the Act.

SECTION 5. Under the present section the Manual is prescribed by way of regulation. This is changed to make the authorization of the Manual a matter of administration only.

BILL

An Act to amend The Cullers Act.

1st Reading

February 15th, 1949

2nd Reading

3rd Reading

Mr. SCOTT

No. 76

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Cullers Act.

MR. SCOTT

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 76

1949

BILL

An Act to amend The Cullers Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Cullers Act*, as amended by section 12 of *The Statute Law Amendment Act, 1943* and section 1 of *The Cullers Amendment Act, 1946*, is further amended by re-lettering the present clause *aa* as clause *aaa* and by adding thereto the following clause:

(*aa*) "Culler" shall include scaler.

"Culler".

2. The oath set out in subsection 1 of section 8 of *The Cullers Act* is amended by inserting after the word "measure" in the third line the words "in accordance with the authorized Manual of Scaling Instructions", so that the oath shall read as follows:

That I, _____, while acting as a licensed culler, without fear, favour or affection and to the best of my judgment and skill, will correctly measure, in accordance with the authorized Manual of Scaling Instructions, all pulpwood (*or sawlogs as the case may be*) cut on public lands and which I may be employed to measure, and make true return of the same to the Department of Lands and Forests, or its agents.

3. Section 10 of *The Cullers Act*, as amended by section 13 of *The Statute Law Amendment Act, 1943*, is further amended by inserting after the word "ability" in the third line the words "in accordance with the authorized Manual of Scaling Instructions", so that the section shall read as follows:

10. It shall be the duty of every culler of sawlogs or of pulpwood as the case may be, to measure fairly and correctly to the best of his skill, knowledge and ability, in accordance with the authorized Manual of Scaling Instructions, all sawlogs and pulpwood which he may be employed to measure, making only such deductions as are necessary to allow for rots or other defects, and to enter in a book of record, for the purpose of return to the Department, what

he believes to be the proper contents of the logs and pulpwood, noting also the number of pieces of sawlogs and pulpwood timber respectively rejected as culls.

Rev. Stat.,
c. 240, s. 15
(1946,
c. 15, s. 3),
amended.

4. Section 15 of *The Cullers Act*, as re-enacted by section 3 of *The Cullers Amendment Act, 1946*, is amended by inserting after the word "license" in the second line of subsection 1 and subsection 2, respectively, the words "or special permit", so that the section shall read as follows:

Penalty.

15.—(1) Every person who, not being the holder of a license or special permit under this Act, performs or attempts to perform the duties of a culler, shall be guilty of an offence and shall incur a penalty of not less than \$10 nor more than \$50 for each offence.

Idem.

(2) Every person who, being the holder of a pulpwood culler's license or special permit only, performs or attempts to perform the duties of a sawlog culler, shall be guilty of an offence and liable to the penalties prescribed in subsection 1.

Rev. Stat.,
c. 240, s. 16a
(1947,
c. 25, s. 3),
re-enacted.

5. Section 16a of *The Cullers Act*, as enacted by section 3 of *The Cullers Amendment Act, 1947*, is repealed and the following substituted therefor:

Manual of
Scaling
Instructions
authorized.

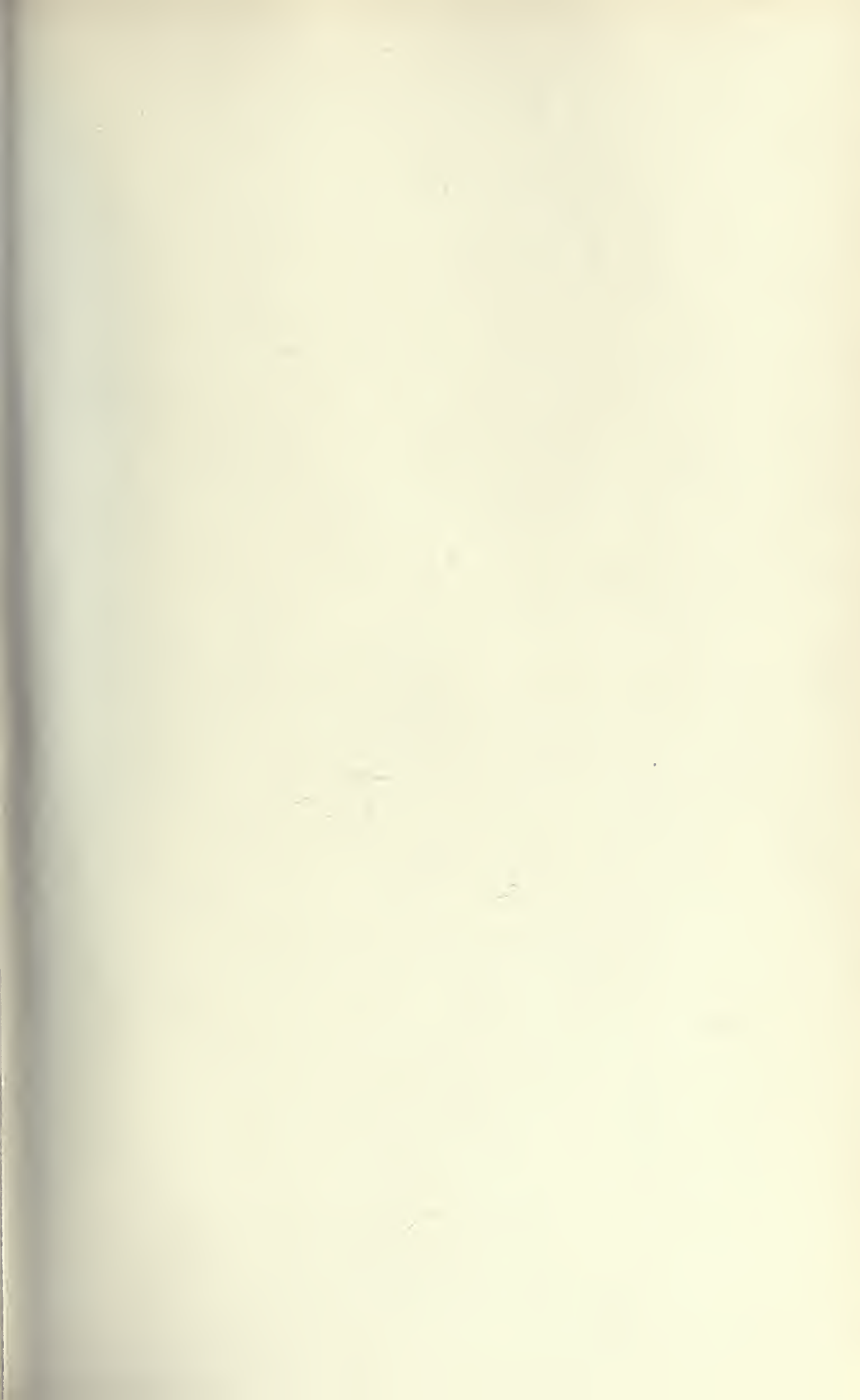
16a. The Minister may authorize a Manual of Scaling Instructions prescribing the method of measuring timber cut on ungranted public lands, and timber cut on patented lands where the timber on them remains the property of the Crown, and such authorization shall be deemed to be of an administrative and not of a legislative nature.

Commence-
ment of Act.

6. This Act shall come into force on the day it receives the Royal Assent.

Short title.

7. This Act may be cited as *The Cullers Amendment Act, 1949*.





BILL

An Act to amend The Cullers Act.

1st Reading

February 15th, 1949

2nd Reading

February 21st, 1949

3rd Reading

March 7th, 1949

MR. SCOTT

No. 77

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Planning Act, 1946.

MR. WELSH

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

SECTION 1—Subsections 1 and 2. The inclusion of the reference to board of trustees of an improvement district has been misleading. Under *The Municipal Act* such board of trustees functions as every local board within the meaning of *The Department of Municipal Affairs Act*, except a separate school board. This definition would include a planning board.

Subsection 3. The definition of official plan is amended to make it clear that the plan at any time includes all the maps and texts in effect at the time, and to make it clear that an official plan is simply a guide to future councils and does not in itself restrict the use of land.

BILL

An Act to amend The Planning Act, 1946.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Clause *a* of section 1 of *The Planning Act, 1946* ^{1946, c. 71, s. 1, cl. *a*, amended.} is amended by striking out the words "or board of trustees of an improvement district" in the first and second lines, so that the clause shall read as follows:

(a) "council" shall mean council of a municipality. "council".

(2) Clause *d* of the said section 1 is amended by inserting ^{1946, c. 71, s. 1, cl. *d*, amended.} after the word "police" in the fourth line the words "planning board", so that the clause shall read as follows:

(d) "local board" shall mean school board, public utility ^{"local board".} commission, transportation commission, public library board, board of park management, board of health, board of commissioners of police, planning board and any other board, commission, committee, body or local authority established or exercising any power or authority under any general or special Act with respect to any of the affairs or purposes of a municipality or of two or more municipalities or portions thereof.

(3) Clause *g* of the said section 1, as re-enacted by section 1 ^{1946, c. 71, s. 1, cl. *g* (1947, c. 75, s. 1), amended.} of *The Planning Amendment Act, 1947*, is amended by inserting after the word "of" in the first line the word "the" and by striking out all the words after the word "area" in the eighth line, so that the clause shall read as follows:

(g) "official plan" shall mean a plan consisting of the ^{"official plan".} maps and texts prepared and recommended by the planning board and adopted and approved as provided in this Act, covering a planning area or any part thereof, showing a programme of development, or any part thereof, designed to secure the health, safety, convenience or welfare of the inhabitants of the area.

1946, c. 71,
s. 1, cl. i,
amended.

(4) Clause *i* of the said section 1 is amended by striking out the word "municipal" in the first line, so that the clause shall read as follows:

"public
work".

(i) "public work" shall mean any undertaking or improvement of a structural nature that is within the jurisdiction of the council or any local board.

1946, c. 71,
s. 1, cl. j,
repealed.

(5) Clause *j* of the said section 1 is repealed.

1946, c. 71,
s. 2, subs. 1,
re-enacted.

2. Subsection 1 of section 2 of *The Planning Act, 1946* is repealed and the following substituted therefor:

Establish-
ment of
planning
areas.

(1) Upon application by the council of a municipality, the Minister may define and name a planning area.

1946,
c. 71, s. 4,
subss. 1, 2,
3, re-
enacted.

3.—(1) Subsections 1, 2 and 3 of section 4 of *The Planning Act, 1946* are repealed and the following substituted therefor:

Composition
of planning
boards.

(1) The planning board shall be a body corporate by the name of "..... Board" (*inserting the name of the planning area*) and shall consist of,—

(a) where the planning area consists of one municipality, the head of the council of the municipality as a member *ex officio*; or

(b) where the planning area consists of more than one municipality, the head of the council of the designated municipality as a member *ex officio*,

and three, six or nine members who are not employees of a municipality or of a local board.

Idem.

(2) A majority of the members of a planning board shall not be members of a municipal council.

Substitute
for head of
council.

(3) The head of a council who is *ex officio* a member of the planning board, with the approval of the council, may, appoint a substitute to act for him from time to time.

1946, c. 71,
s. 4, subs. 4,
amended.

(2) Subsection 4 of the said section 4 is amended by adding at the end thereof the words "and the members of the board who are members of a council shall be appointed annually", so that the subsection shall read as follows:

Term of
office.

(4) The members of the planning board who are not members of a municipal council shall hold office for

Subsection 4. The definition of public work is enlarged so that it is not limited to municipal undertakings.

Subsection 5. The expression "urban development area" defined by the repealed clause is no longer to be used. See section 7 of this bill.

SECTION 2. This section is re-enacted to avoid the inference that the preparation of an official plan is the only reason for defining a planning area.

SECTION 3—Subsection 1. The provisions dealing with the composition of planning boards are re-enacted in one section to make the composition uniform whether the planning area embraces one or more than one municipality. The head of the council of the municipality or designated municipality is now automatically a member of the planning board.

Subsection 2. Self-explanatory.

Subsection 3. Under the present section the quorum is two members or one-third of the members, whichever is the greater.

SECTION 4. The amendment prohibits the undertaking of a public work that does not conform with an official plan.

SECTION 5. The repealed section reads as follows:

13. Where there is conflict between an official plan and any by-law, the official plan shall prevail.

It is repealed because the purpose of an official plan is to provide a guide for future action, not to disturb past action. The provision substituted for section 13 is to enable committees of adjustment to be set up with respect to by-laws passed before an official plan.

SECTION 6. At present a committee of adjustment can authorize an exemption from a by-law only where any objections to the application are withdrawn. The new subsection authorizes a reference to the Municipal Board where the committee and the Minister feel that objections that are not withdrawn are unfair and unreasonable.

three years, provided that on the first appointment Proviso. the council shall designate one-third of the members who shall hold office for one year and one-third who shall hold office for two years and one-third who shall hold office for three years, and the members of the board who are members of a council shall be appointed annually.

(3) Subsection 7 of the said section 4 is repealed and the following substituted therefor: 1946, c. 71, s. 4, subs. 7, re-enacted.

(7) A majority of the members of a planning board shall constitute a quorum. Quorum.

4. Section 12 of *The Planning Act, 1946*, as re-enacted by 1946, c. 71, s. 12 (1947, c. 75, s. 5), amended. section 5 of *The Planning Amendment Act, 1947*, is amended by inserting after the word "other" in the first line the words "general or special" and by inserting after the word "effect" in the second line the words "no public work shall be undertaken and", so that the section shall read as follows:

12. Notwithstanding any other general or special Act, Public works and where an official plan is in effect no public work shall by-laws to conform with plan. be undertaken and no by-law shall be passed for any purpose that does not conform therewith.

5. Section 13 of *The Planning Act, 1946*, as re-enacted by 1946, c. 71, s. 13 (1947, c. 75, s. 6), re-enacted. section 6 of *The Planning Amendment Act, 1947*, is repealed and the following substituted therefor:

13. A by-law that conforms with an official plan shall be deemed to implement the plan whether the by-law is By-laws implement- ing plans. passed before or after the plan.

6. Section 14 of *The Planning Act, 1946*, as re-enacted by 1946, c. 71, s. 14 (1947, c. 75, s. 7), amended. section 7 of *The Planning Amendment Act, 1947*, is amended by adding thereto the following subsection:

(6a) When,—

Reference to Municipal Board.

(a) the objections to an application are not withdrawn and are, in the opinion of the committee, unfair and unreasonable; and

(b) the committee so requests the Minister in writing,

the Minister may refer the matter to the Ontario Municipal Board, and the Board shall have power to review the matter in such manner and to make such order as it deems proper, and the order of the Board shall be final.

1946, c. 71,
s. 23, subs. 1
(1947,
c. 75, s. 9),
amended.

7.—(1) Subsection 1 of section 23 of *The Planning Act, 1946*, as re-enacted by section 9 of *The Planning Amendment Act, 1947*, is amended by striking out the words “urban development area” in the second and third lines and inserting in lieu thereof the words “area of subdivision control” and by adding at the end of clause *a* the words “but the council may, in the by-law, designate land which although within a registered plan of subdivision shall be deemed not to be within a registered plan of subdivision for the purposes of this subsection”, so that the subsection shall read as follows:

Areas of
subdivision
control.

- (1) The council may by by-law designate any area within the municipality as an area of subdivision control and thereupon no person shall convey land in the area by way of a deed or transfer on any sale or enter into an agreement of sale and purchase or enter into any agreement that has the effect of granting the use of or right in the land directly or by entitlement to renewal for a period of twenty-one years or more,—

(a) unless the land is described in accordance with and is within a registered plan of subdivision, but the council may, in the by-law, designate land which although within a registered plan of subdivision shall be deemed not to be within a registered plan of subdivision for the purposes of this subsection;

(b) unless the land is more than ten acres in area;

(c) unless the land is the whole part remaining to the person of one parcel described in a registered conveyance to him; or

(d) unless the consent of the planning board, if any, or where there is a subsidiary planning area, the planning board thereof, or the Minister, is given.

1946,
c. 71, s. 23,
subs. 3
(1947,
c. 75, s. 9),
amended.

(2) Subsection 3 of the said section 23 is amended by striking out the words “urban development area” in the first and second lines and inserting in lieu thereof the words “area of subdivision control”, so that the subsection shall read as follows:

Alteration
and dissolution.

- (3) When an area is designated as an area of subdivision control it shall not be altered or dissolved without the approval of the Minister.

SECTIONS 7 and 8. The powers to designate urban development areas are amended so as to refer to areas of subdivision control which is a more appropriate designation. An additional power is given to designate land which, altogether within a registered plan of subdivision, shall be deemed not within such a plan. In the case of many old registered plans and compiled plans, the land is divided into large blocks and permitting a description in accordance with such plans defeats the purpose of the section.

SECTION 9. This is a substantive provision providing that urban development areas already designated are deemed to be areas of subdivision control.

SECTION 10—Subsection 1. This amendment clarifies the power of the Minister to order that land in a proposed plan of subdivision be dedicated for public purposes.

Subsection 2. Where circumstances change after the Minister has approved a draft plan of subdivision it may be desirable that the draft be amended before preparation of the final plan.

Subsection 3. This amendment is to ensure uniformity in the types of copies of registered plans of subdivision filed with the Minister.

8. Clause *b* of subsection 1 of section 24 of *The Planning Act, 1946* is repealed and the following substituted therefor: 1946, c. 71, s. 24, subs. 1, cl. b, repealed.

- (b) exercise the powers conferred upon councils by section 23 in respect to areas of subdivision control.

9. Where a council by by-law or the Minister by order has designated an area as an urban development area and the by-law or order is in force on the day this Act comes into force, the area shall be deemed to be an area of subdivision control. Existing urban development areas deemed areas of subdivision control.

10.—(1) Subsection 4a of section 25 of *The Planning Act, 1946*, as enacted by subsection 5 of section 11 of *The Planning Amendment Act, 1947*, is amended by striking out the words “not more than five per centum of the land therein” in the second and third lines and inserting in lieu thereof the words “land to an amount determined by the Minister but not exceeding five per centum of the land included in the plan”, so that the subsection shall read as follows: 1946, c. 71, s. 25, subs. 4a (1947, c. 75, s. 11, subs. 5), amended.

- (4a) The Minister may impose as a condition to the approval of a plan of subdivision that land to an amount determined by the Minister but not exceeding five per centum of the land included in the plan shall be dedicated for public purposes, other than highways, and that highways shall be dedicated adequate for the needs of the subdivision, and when the subdivision abuts on an existing highway, that sufficient land, other than land occupied by buildings or structures, shall be dedicated to provide for the widening of the highway to a width of not more than forty-three feet from the centre line of the highway as originally established. Dedication of land for public and highway purposes.

(2) Subsection 5 of the said section 25 is amended by adding at the end thereof the words “and may in his discretion withdraw his approval at any time prior to his approval of a final plan for registration”, so that the subsection shall read as follows: 1946, c. 71, s. 25, subs. 5, amended.

- (5) Upon settlement of the draft plan, the Minister may give his approval thereto and may in his discretion withdraw his approval at any time prior to his approval of a final plan for registration. Approval of draft plan by Minister.

(3) Subsection 8 of the said section 25 is amended by inserting after the word “registered” in the first line the words “in the form of a linen tracing or transparent linen print of a type approved by the Minister”, so that the subsection shall read as follows: 1946, c. 71, s. 25, subs. 8, amended.

Lodging
of copies.

- (8) A true copy of every plan of subdivision as registered in the form of a linen tracing or transparent linen print of a type approved by the Minister shall be lodged by the person who tendered it for registration in the office of the Minister, and when the land subdivided is in a planning area, with the secretary-treasurer of the planning board.

1946,
c. 71, s. 25,
amended.

- (4) The said section 25 is amended by adding thereto the following subsections:

Withdrawal
of approval
of plan for
registration.

- (7a) When a final plan for registration is approved by the Minister under subsection 7 and is not registered within one month of the date of approval, the Minister may withdraw his approval and may require that a new application be submitted.

Saving.

- (9) Approval of a plan of subdivision by the Minister shall not operate to release any person from doing anything that he may be required to do by or under the authority of any other Act.

1946,
c. 71, s. 26
(1947,
c. 75, s. 12),
amended.

- 11.** Section 26 of *The Planning Act, 1946*, as re-enacted by section 12 of *The Planning Amendment Act, 1947*, is amended by inserting after the word "plan" in the third line the words "and any contravention of section 12", so that the section shall read as follows:

Right to
restrain.

26. In addition to any other remedy or penalty provided by law, any contravention of a by-law that implements an official plan and any contravention of section 12 may be restrained by action at the instance of the planning board of the planning area in which the contravention took place or any municipality within or partly within such planning area or any ratepayer of any such municipality and any contravention of an order of the Minister made under section 24 may be restrained by action at the instance of the Minister or the municipality in which the contravention took place or any adjoining municipality or any ratepayer of any such municipality or adjoining municipality.

Commence-
ment of Act.

- 12.** This Act shall come into force on the day it receives the Royal Assent.

Short title.

- 13.** This Act may be cited as *The Planning Amendment Act, 1949*.

Subsection 4. The new subsection 7a is to provide the Minister with power to withdraw his approval of a final plan of subdivision where there is delay in registration. The subsection 9 is added to make clear the effect of the Minister's approval of a final plan for registration.

SECTION 11. The amendment enlarges the power to restrain by action to include cases where by-laws are passed or public works undertaken that do not conform with an official plan.

BILL

An Act to amend The Planning Act, 1946

1st Reading

February 15th, 1949

2nd Reading

3rd Reading

MR. WELSH

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Planning Act, 1946.

MR. WELSH

(Reprinted as amended in Committee of the Whole House.)

EXPLANATORY NOTES

SECTION 1—Subsections 1 and 2. The inclusion of the reference to board of trustees of an improvement district has been misleading. Under *The Municipal Act* such board of trustees functions as every local board within the meaning of *The Department of Municipal Affairs Act*, except a separate school board. This definition would include a planning board.

Subsection 3. The definition of official plan is amended to make it clear that the plan at any time includes all the maps and texts in effect at the time, and to make it clear that an official plan is simply a guide to future councils and does not in itself restrict the use of land.

BILL

An Act to amend The Planning Act, 1946.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Clause *a* of section 1 of *The Planning Act, 1946* ^{1946, c. 71, s. 1,} is amended by striking out the words “or board of trustees of ^{cl. *a*,} an improvement district” in the first and second lines, so ^{amended.} that the clause shall read as follows:

(a) “council” shall mean council of a municipality. “council”.

(2) Clause *d* of the said section 1 is amended by inserting ^{1946, c. 71, s. 1,} after the word “police” in the fourth line the words “planning ^{cl. *d*,} board”, so that the clause shall read as follows: ^{amended.}

(d) “local board” shall mean school board, public utility ^{“local board”.} commission, transportation commission, public library board, board of park management, board of health, board of commissioners of police, planning board and any other board, commission, committee, body or local authority established or exercising any power or authority under any general or special Act with respect to any of the affairs or purposes of a municipality or of two or more municipalities or portions thereof.

(3) Clause *g* of the said section 1, as re-enacted by section 1 ^{1946, c. 71,} of *The Planning Amendment Act, 1947*, is amended by insert- ^{s. 1, cl. *g*} ing after the word “of” in the first line the word “the” and ^{(1947,} by striking out all the words after the word “area” in the ^{c. 75, s. 1),} eighth line, so that the clause shall read as follows: ^{amended.}

(g) “official plan” shall mean a plan consisting of the ^{“official plan”.} maps and texts prepared and recommended by the planning board and adopted and approved as provided in this Act, covering a planning area or any part thereof, showing a programme of development, or any part thereof, designed to secure the health, safety, convenience or welfare of the inhabitants of the area.

1946, c. 71,
s. 1, cl. i,
amended.

(4) Clause *i* of the said section 1 is amended by striking out the word "municipal" in the first line, so that the clause shall read as follows:

"public
work".

(i) "public work" shall mean any undertaking or improvement of a structural nature that is within the jurisdiction of the council or any local board.

1946, c. 71,
s. 1, cl. j,
repealed.

(5) Clause *j* of the said section 1 is repealed.

1946, c. 71,
s. 2, subs. 1,
re-enacted.

2. Subsection 1 of section 2 of *The Planning Act, 1946* is repealed and the following substituted therefor:

Establish-
ment of
planning
areas.

(1) Upon application by the council of a municipality, the Minister may define and name a planning area.

1946,
c. 71, s. 4,
subss. 1, 2,
3, re-
enacted.

3.—(1) Subsections 1, 2 and 3 of section 4 of *The Planning Act, 1946* are repealed and the following substituted therefor:

Composition
of planning
boards.

(1) The planning board shall be a body corporate by the name of "..... Board" (*inserting the name of the planning area*) and shall consist of,—

(a) where the planning area consists of one municipality, the head of the council of the municipality as a member *ex officio*; or

(b) where the planning area consists of more than one municipality, the head of the council of the designated municipality as a member *ex officio*,

and four, six or eight members who are not employees of a municipality or of a local board.

Idem.

(2) The members of a planning board who are members of a municipal council shall not constitute a majority of the members of the planning board.

Substitute
for head of
council.

(3) The head of a council who is *ex officio* a member of the planning board, with the approval of the council, may appoint a substitute to act for him from time to time.

1946, c. 71,
s. 4, subs. 4,
amended.

(2) Subsection 4 of the said section 4 is amended by striking out all the words after the word "council" in the third line and inserting in lieu thereof the words "from among such members, shall designate members who shall hold office for one year, two years and three years respectively so that as nearly as possible one-third of such members shall retire

Subsection 4. The definition of public work is enlarged so that it is not limited to municipal undertakings.

Subsection 5. The expression "urban development area" defined by the repealed clause is no longer to be used. See section 7 of this bill.

SECTION 2. This section is re-enacted to avoid the inference that the preparation of an official plan is the only reason for defining a planning area.

SECTION 3—Subsection 1. The provisions dealing with the composition of planning boards are re-enacted in one section to make the composition uniform whether the planning area embraces one or more than one municipality. The head of the council of the municipality or designated municipality is now automatically a member of the planning board.

Subsection 2. Self-explanatory.

Subsection 3. Under the present section the quorum is two members or one-third of the members, whichever is the greater.

SECTION 4. The amendment prohibits the undertaking of a public work that does not conform with an official plan.

SECTION 5. The repealed section reads as follows:

13. Where there is conflict between an official plan and any by-law, the official plan shall prevail.

It is repealed because the purpose of an official plan is to provide a guide for future action, not to disturb past action. The provision substituted for section 13 is to enable committees of adjustment to be set up with respect to by-laws passed before an official plan.

SECTION 6. At present a committee of adjustment can authorize an exemption from a by-law only where any objections to the application are withdrawn. The new subsection authorizes a reference to the Municipal Board where the committee and the Minister feel that objections that are not withdrawn are unfair and unreasonable.

each year; and the members of the planning board who are members of a council shall be appointed annually", so that the subsection shall read as follows:

- (4) The members of the planning board who are not members of a municipal council shall hold office for ^{Term of office.} three years, provided that on the first appointment the council, from among such members, shall designate members who shall hold office for one year, two years and three years respectively so that as nearly as possible one-third of such members shall retire each year; and the members of the planning board who are members of a council shall be appointed annually.

(3) Subsection 7 of the said section 4 is repealed and the following substituted therefor: ^{1946, c. 71, s. 4, subs. 7, re-enacted.}

- (7) A majority of the members of a planning board shall ^{Quorum.} constitute a quorum.

4. Section 12 of *The Planning Act, 1946*, as re-enacted by ^{1946, c. 71, s. 12} section 5 of *The Planning Amendment Act, 1947*, is amended ^{(1947, c. 75, s. 5), amended.} by inserting after the word "other" in the first line the words "general or special" and by inserting after the word "effect" in the second line the words "no public work shall be undertaken and", so that the section shall read as follows:

12. Notwithstanding any other general or special Act, ^{Public works and by-laws to conform with plan.} where an official plan is in effect no public work shall be undertaken and no by-law shall be passed for any purpose that does not conform therewith.

5. Section 13 of *The Planning Act, 1946*, as re-enacted by ^{1946, c. 71, s. 13} section 6 of *The Planning Amendment Act, 1947*, is repealed ^{(1947, c. 75, s. 6), re-enacted.} and the following substituted therefor:

13. A by-law that conforms with an official plan shall be ^{By-laws implementing plans.} deemed to implement the plan whether the by-law is passed before or after the plan.

6. Section 14 of *The Planning Act, 1946*, as re-enacted by ^{1946, c. 71, s. 14} section 7 of *The Planning Amendment Act, 1947*, is amended ^{(1947, c. 75, s. 7), amended.} by adding thereto the following subsection:

(6a) When,—

- (a) the objections to an application are not withdrawn and are, in the opinion of the committee, unfair and unreasonable; and

- (b) the committee so requests the Minister in writing,

^{Reference to Municipal Board.}

the Minister may refer the matter to the Ontario Municipal Board, and the Board shall have power to review the matter in such manner and to make such order as it deems proper, and the order of the Board shall be final.

1946, c. 71,
s. 23, subs. 1
(1947,
c. 75, s. 9),
amended.

7.—(1) Subsection 1 of section 23 of *The Planning Act, 1946*, as re-enacted by section 9 of *The Planning Amendment Act, 1947*, is amended by striking out the words "urban development area" in the second and third lines and inserting in lieu thereof the words "area of subdivision control" and by adding at the end of clause *a* the words "but the council may, in the by-law, designate land which although within a registered plan of subdivision shall be deemed not to be within a registered plan of subdivision for the purposes of this subsection", so that the subsection shall read as follows:

Areas of
subdivision
control.

(1) The council may by by-law designate any area within the municipality as an area of subdivision control and thereupon no person shall convey land in the area by way of a deed or transfer on any sale or enter into an agreement of sale and purchase or enter into any agreement that has the effect of granting the use of or right in the land directly or by entitlement to renewal for a period of twenty-one years or more,—

(a) unless the land is described in accordance with and is within a registered plan of subdivision, but the council may, in the by-law, designate land which although within a registered plan of subdivision shall be deemed not to be within a registered plan of subdivision for the purposes of this subsection;

(b) unless the land is more than ten acres in area;

(c) unless the land is the whole part remaining to the person of one parcel described in a registered conveyance to him; or

(d) unless the consent of the planning board, if any, or where there is a subsidiary planning area, the planning board thereof, or the Minister, is given.

1946,
c. 71, s. 23,
subs. 3
(1947,
c. 75, s. 9),
amended.

(2) Subsection 3 of the said section 23 is amended by striking out the words "urban development area" in the first and second lines and inserting in lieu thereof the words "area

SECTIONS 7 and 8. The powers to designate urban development areas are amended so as to refer to areas of subdivision control which is a more appropriate designation. An additional power is given to designate land which, altogether within a registered plan of subdivision, shall be deemed not within such a plan. In the case of many old registered plans and compiled plans, the land is divided into large blocks and permitting a description in accordance with such plans defeats the purpose of the section

SECTION 9. This is a substantive provision providing that urban development areas already designated are deemed to be areas of subdivision control.

SECTION 10—Subsection 1. This amendment clarifies the power of the Minister to order that land in a proposed plan of subdivision be dedicated for public purposes.

Subsection 2. Where circumstances change after the Minister has approved a draft plan of subdivision it may be desirable that the draft be amended before preparation of the final plan.

of subdivision control", so that the subsection shall read as follows:

- (3) When an area is designated as an area of subdivision control it shall not be altered or dissolved without the approval of the Minister. Alteration and dissolution.

8. Clause *b* of subsection 1 of section 24 of *The Planning Act, 1946* is repealed and the following substituted therefor: 1946, c. 71, s. 24, subs. 1, cl. b, re-enacted.

- (b) exercise the powers conferred upon councils by section 23 in respect to areas of subdivision control.

9. Where a council by by-law or the Minister by order has designated an area as an urban development area and the by-law or order is in force on the day this Act comes into force, the area shall be deemed to be an area of subdivision control. Existing urban development areas deemed areas of subdivision control.

10.—(1) Subsection 4*a* of section 25 of *The Planning Act, 1946*, as enacted by subsection 5 of section 11 of *The Planning Amendment Act, 1947*, is amended by striking out the words "not more than five per centum of the land therein" in the second and third lines and inserting in lieu thereof the words "land to an amount determined by the Minister but not exceeding five per centum of the land included in the plan", so that the subsection shall read as follows: 1946, c. 71, s. 25, subs. 4*a* (1947, c. 75, s. 11, subs. 5), amended.

- (4*a*) The Minister may impose as a condition to the approval of a plan of subdivision that land to an amount determined by the Minister but not exceeding five per centum of the land included in the plan shall be dedicated for public purposes, other than highways, and that highways shall be dedicated adequate for the needs of the subdivision, and when the subdivision abuts on an existing highway, that sufficient land, other than land occupied by buildings or structures, shall be dedicated to provide for the widening of the highway to a width of not more than forty-three feet from the centre line of the highway as originally established. Dedication of land for public and highway purposes.

(2) Subsection 5 of the said section 25 is amended by adding at the end thereof the words "and may in his discretion withdraw his approval at any time prior to his approval of a final plan for registration", so that the subsection shall read as follows: 1946, c. 71, s. 25, subs. 5, amended.

- (5) Upon settlement of the draft plan, the Minister may give his approval thereto and may in his discretion withdraw his approval at any time prior to his approval of a final plan for registration. Approval of draft plan by Minister.

1946, c. 71,
s. 25, subs. 8,
amended.

(3) Subsection 8 of the said section 25 is amended by inserting after the word "registered" in the first line the words "in the form of a linen tracing or transparent linen print of a type approved by the Minister", so that the subsection shall read as follows:

Lodging
of copies.

(8) A true copy of every plan of subdivision as registered in the form of a linen tracing or transparent linen print of a type approved by the Minister shall be lodged by the person who tendered it for registration in the office of the Minister, and when the land subdivided is in a planning area, with the secretary-treasurer of the planning board.

1946,
c. 71, s. 25,
amended.

(4) The said section 25 is amended by adding thereto the following subsections:

Withdrawal
of approval
of plan for
registration.

(7a) When a final plan for registration is approved by the Minister under subsection 7 and is not registered within one month of the date of approval, the Minister may withdraw his approval and may require that a new application be submitted.

.

Saving.

(9) Approval of a plan of subdivision by the Minister shall not operate to release any person from doing anything that he may be required to do by or under the authority of any other Act.

1946,
c. 71, s. 26
(1947,
c. 75, s. 12),
amended.

11. Section 26 of *The Planning Act, 1946*, as re-enacted by section 12 of *The Planning Amendment Act, 1947*, is amended by inserting after the word "plan" in the third line the words "and any contravention of section 12", so that the section shall read as follows:

Right to
restrain.

26. In addition to any other remedy or penalty provided by law, any contravention of a by-law that implements an official plan and any contravention of section 12 may be restrained by action at the instance of the planning board of the planning area in which the contravention took place or any municipality within or partly within such planning area or any ratepayer of any such municipality and any contravention of an order of the Minister made under section 24 may be restrained by action at the instance of the Minister or the municipality in which the contravention took place or any adjoining municipality or any ratepayer of any such municipality or adjoining municipality.

Subsection 3. This amendment is to ensure uniformity in the types of copies of registered plans of subdivision filed with the Minister.

Subsection 4. The new subsection 7*a* is to provide the Minister with power to withdraw his approval of a final plan of subdivision where there is delay in registration. The subsection 9 is added to make clear the effect of the Minister's approval of a final plan for registration.

SECTION 11. The amendment enlarges the power to restrain by action to include cases where by-laws are passed or public works undertaken that do not conform with an official plan.

12. This Act shall come into force on the day it receives the Royal Assent. Commence-
ment of Act.

13. This Act may be cited as *The Planning Amendment Act, 1949*. Short title.

BILL

An Act to amend The Planning Act, 1946

1st Reading

February 15th, 1949

2nd Reading

February 21st, 1949

3rd Reading

MR. WELSH

*(Reprinted as amended in Committee of the
Whole House.)*

No. 77

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Planning Act, 1946.

MR. WELSH

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 77

1949

BILL

An Act to amend The Planning Act, 1946.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Clause *a* of section 1 of *The Planning Act, 1946* ^{1946, c. 71, s. 1,} is amended by striking out the words “or board of trustees of ^{cl. *a*,} an improvement district” in the first and second lines, so ^{amended.} that the clause shall read as follows:

(a) “council” shall mean council of a municipality. “council”.

(2) Clause *d* of the said section 1 is amended by inserting ^{1946, c. 71, s. 1,} after the word “police” in the fourth line the words “planning ^{cl. *d*,} board”, so that the clause shall read as follows: ^{amended.}

(d) “local board” shall mean school board, public utility ^{“local board”.} commission, transportation commission, public library board, board of park management, board of health, board of commissioners of police, planning board and any other board, commission, committee, body or local authority established or exercising any power or authority under any general or special Act with respect to any of the affairs or purposes of a municipality or of two or more municipalities or portions thereof.

(3) Clause *g* of the said section 1, as re-enacted by section 1 ^{1946, c. 71,} of *The Planning Amendment Act, 1947*, is amended by insert- ^{s. 1, cl. 2} ing after the word “of” in the first line the word “the” and ^{(1947, c. 75, s. 1),} by striking out all the words after the word “area” in the ^{amended.} eighth line, so that the clause shall read as follows:

(g) “official plan” shall mean a plan consisting of the ^{“official plan”.} maps and texts prepared and recommended by the planning board and adopted and approved as provided in this Act, covering a planning area or any part thereof, showing a programme of development, or any part thereof, designed to secure the health, safety, convenience or welfare of the inhabitants of the area.

1946, c. 71,
s. 1, cl. i,
amended.

(4) Clause *i* of the said section 1 is amended by striking out the word "municipal" in the first line, so that the clause shall read as follows:

"public
work".

(i) "public work" shall mean any undertaking or improvement of a structural nature that is within the jurisdiction of the council or any local board.

1946, c. 71,
s. 1, cl. j,
repealed.

(5) Clause *j* of the said section 1 is repealed.

1946, c. 71,
s. 2, subs. 1,
re-enacted.

2. Subsection 1 of section 2 of *The Planning Act, 1946* is repealed and the following substituted therefor:

Establish-
ment of
planning
areas.

(1) Upon application by the council of a municipality, the Minister may define and name a planning area.

1946,
c. 71, s. 4,
subs. 1, 2,
3, re-
enacted.

3.—(1) Subsections 1, 2 and 3 of section 4 of *The Planning Act, 1946* are repealed and the following substituted therefor:

Composition
of planning
boards.

(1) The planning board shall be a body corporate by the name of "..... Board" (*inserting the name of the planning area*) and shall consist of,—

(a) where the planning area consists of one municipality, the head of the council of the municipality as a member *ex officio*; or

(b) where the planning area consists of more than one municipality, the head of the council of the designated municipality as a member *ex officio*,

and four, six or eight members who are not employees of a municipality or of a local board.

Idem.

(2) The members of a planning board who are members of a municipal council shall not constitute a majority of the members of the planning board.

Substitute
for head of
council.

(3) The head of a council who is *ex officio* a member of the planning board, with the approval of the council, may appoint a substitute to act for him from time to time.

1946, c. 71,
s. 4, subs. 4,
amended.

(2) Subsection 4 of the said section 4 is amended by striking out all the words after the word "council" in the third line and inserting in lieu thereof the words "from among such members, shall designate members who shall hold office for one year, two years and three years respectively so that as nearly as possible one-third of such members shall retire

each year; and the members of the planning board who are members of a council shall be appointed annually", so that the subsection shall read as follows:

- (4) The members of the planning board who are not members of a municipal council shall hold office for three years, provided that on the first appointment the council, from among such members, shall designate members who shall hold office for one year, two years and three years respectively so that as nearly as possible one-third of such members shall retire each year; and the members of the planning board who are members of a council shall be appointed annually. Term of office.
- (3) Subsection 7 of the said section 4 is repealed and the following substituted therefor: 1946, c. 71, s. 4, subs. 7, re-enacted.
- (7) A majority of the members of a planning board shall constitute a quorum. Quorum.
4. Section 12 of *The Planning Act, 1946*, as re-enacted by section 5 of *The Planning Amendment Act, 1947*, is amended by inserting after the word "other" in the first line the words "general or special" and by inserting after the word "effect" in the second line the words "no public work shall be undertaken and", so that the section shall read as follows: 1946, c. 71, s. 12 (1947, c. 75, s. 5), amended.
12. Notwithstanding any other general or special Act, where an official plan is in effect no public work shall be undertaken and no by-law shall be passed for any purpose that does not conform therewith. Public works and by-laws to conform with plan.
5. Section 13 of *The Planning Act, 1946*, as re-enacted by section 6 of *The Planning Amendment Act, 1947*, is repealed and the following substituted therefor: 1946, c. 71, s. 13 (1947, c. 75, s. 6), re-enacted.
13. A by-law that conforms with an official plan shall be deemed to implement the plan whether the by-law is passed before or after the plan. By-laws implementing plans.
6. Section 14 of *The Planning Act, 1946*, as re-enacted by section 7 of *The Planning Amendment Act, 1947*, is amended by adding thereto the following subsection: 1946, c. 71, s. 14 (1947, c. 75, s. 7), amended.
- (6a) When,— Reference to Municipal Board.
- (a) the objections to an application are not withdrawn and are, in the opinion of the committee, unfair and unreasonable; and
- (b) the committee so requests the Minister in writing,

the Minister may refer the matter to the Ontario Municipal Board, and the Board shall have power to review the matter in such manner and to make such order as it deems proper, and the order of the Board shall be final.

1946, c. 71,
s. 23, subs. 1
(1947,
c. 75, s. 9),
amended.

7.—(1) Subsection 1 of section 23 of *The Planning Act*, 1946, as re-enacted by section 9 of *The Planning Amendment Act*, 1947, is amended by striking out the words "urban development area" in the second and third lines and inserting in lieu thereof the words "area of subdivision control" and by adding at the end of clause *a* the words "but the council may, in the by-law, designate land which although within a registered plan of subdivision shall be deemed not to be within a registered plan of subdivision for the purposes of this subsection", so that the subsection shall read as follows:

Areas of
subdivision
control.

(1) The council may by by-law designate any area within the municipality as an area of subdivision control and thereupon no person shall convey land in the area by way of a deed or transfer on any sale or enter into an agreement of sale and purchase or enter into any agreement that has the effect of granting the use of or right in the land directly or by entitlement to renewal for a period of twenty-one years or more,—

(a) unless the land is described in accordance with and is within a registered plan of subdivision, but the council may, in the by-law, designate land which although within a registered plan of subdivision shall be deemed not to be within a registered plan of subdivision for the purposes of this subsection;

(b) unless the land is more than ten acres in area;

(c) unless the land is the whole part remaining to the person of one parcel described in a registered conveyance to him; or

(d) unless the consent of the planning board, if any, or where there is a subsidiary planning area, the planning board thereof, or the Minister, is given.

1946,
c. 71, s. 23,
subs. 3
(1947,
c. 75, s. 9),
amended.

(2) Subsection 3 of the said section 23 is amended by striking out the words "urban development area" in the first and second lines and inserting in lieu thereof the words "area

of subdivision control", so that the subsection shall read as follows:

- (3) When an area is designated as an area of subdivision control it shall not be altered or dissolved without the approval of the Minister. Alteration and dissolution.

8. Clause *b* of subsection 1 of section 24 of *The Planning Act, 1946* is repealed and the following substituted therefor: 1946, c. 71, s. 24, subs. 1, cl. b, re-enacted.

- (b) exercise the powers conferred upon councils by section 23 in respect to areas of subdivision control.

9. Where a council by by-law or the Minister by order has designated an area as an urban development area and the by-law or order is in force on the day this Act comes into force, the area shall be deemed to be an area of subdivision control. Existing urban development areas deemed areas of subdivision control.

10.—(1) Subsection 4*a* of section 25 of *The Planning Act, 1946*, as enacted by subsection 5 of section 11 of *The Planning Amendment Act, 1947*, is amended by striking out the words "not more than five per centum of the land therein" in the second and third lines and inserting in lieu thereof the words "land to an amount determined by the Minister but not exceeding five per centum of the land included in the plan", so that the subsection shall read as follows: 1946, c. 71, s. 25, subs. 4*a* (1947, c. 75, s. 11, subs. 5), amended.

- (4*a*) The Minister may impose as a condition to the approval of a plan of subdivision that land to an amount determined by the Minister but not exceeding five per centum of the land included in the plan shall be dedicated for public purposes, other than highways, and that highways shall be dedicated adequate for the needs of the subdivision, and when the subdivision abuts on an existing highway, that sufficient land, other than land occupied by buildings or structures, shall be dedicated to provide for the widening of the highway to a width of not more than forty-three feet from the centre line of the highway as originally established. Dedication of land for public and highway purposes.

(2) Subsection 5 of the said section 25 is amended by adding at the end thereof the words "and may in his discretion withdraw his approval at any time prior to his approval of a final plan for registration", so that the subsection shall read as follows: 1946, c. 71, s. 25, subs. 5, amended.

- (5) Upon settlement of the draft plan, the Minister may give his approval thereto and may in his discretion withdraw his approval at any time prior to his approval of a final plan for registration. Approval of draft plan by Minister.

1946, c. 71,
s. 25, subs. 8,
amended. (3) Subsection 8 of the said section 25 is amended by inserting after the word "registered" in the first line the words "in the form of a linen tracing or transparent linen print of a type approved by the Minister", so that the subsection shall read as follows:

Lodging
of copies.

- (8) A true copy of every plan of subdivision as registered in the form of a linen tracing or transparent linen print of a type approved by the Minister shall be lodged by the person who tendered it for registration in the office of the Minister, and when the land subdivided is in a planning area, with the secretary-treasurer of the planning board.

1946,
c. 71, s. 25,
amended.

- (4) The said section 25 is amended by adding thereto the following subsections:

Withdrawal
of approval
of plan for
registration.

- (7a) When a final plan for registration is approved by the Minister under subsection 7 and is not registered within one month of the date of approval, the Minister may withdraw his approval and may require that a new application be submitted.

.

Saving.

- (9) Approval of a plan of subdivision by the Minister shall not operate to release any person from doing anything that he may be required to do by or under the authority of any other Act.

1946,
c. 71, s. 26
(1947,
c. 75, s. 12),
amended.

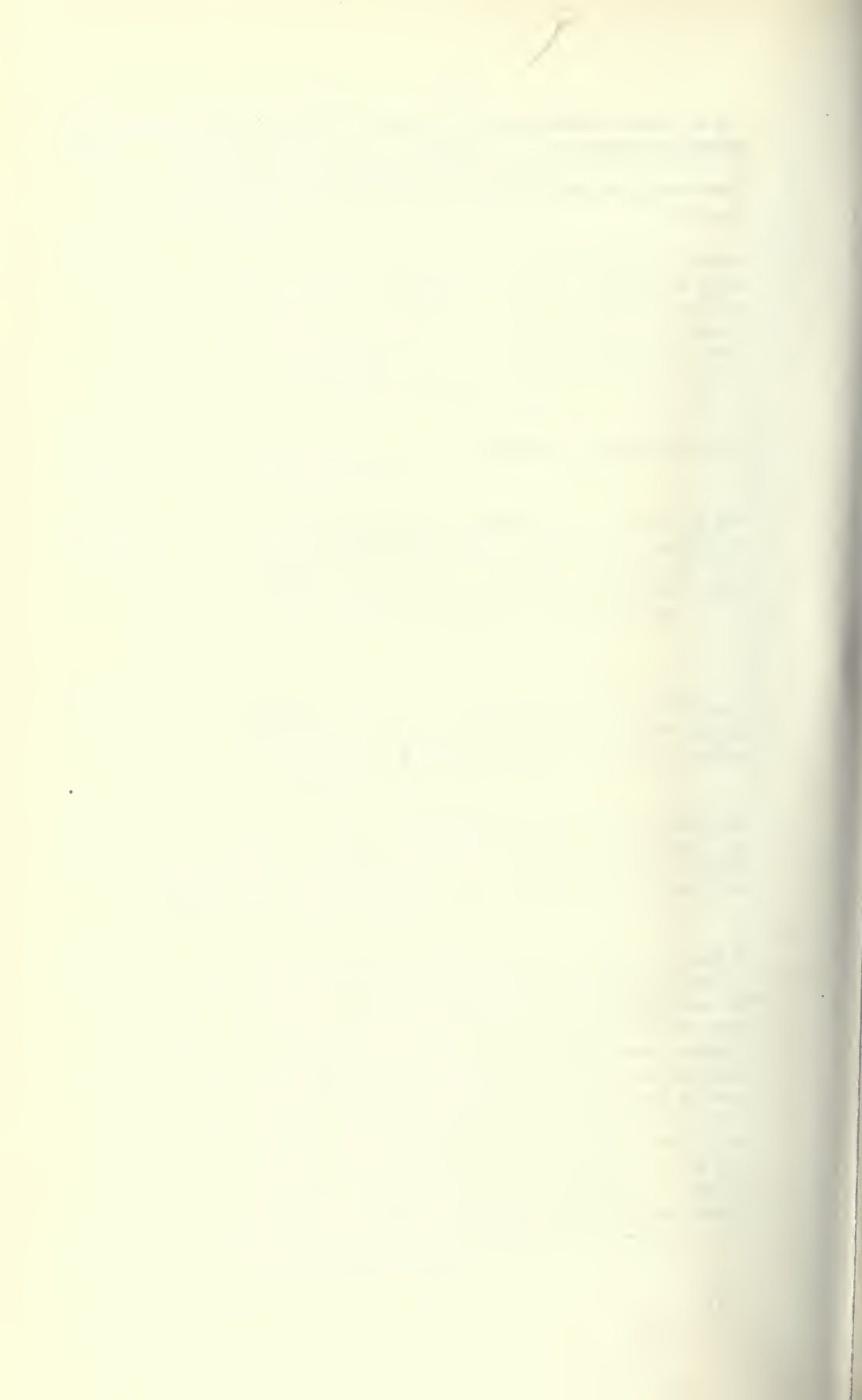
11. Section 26 of *The Planning Act, 1946*, as re-enacted by section 12 of *The Planning Amendment Act, 1947*, is amended by inserting after the word "plan" in the third line the words "and any contravention of section 12", so that the section shall read as follows:

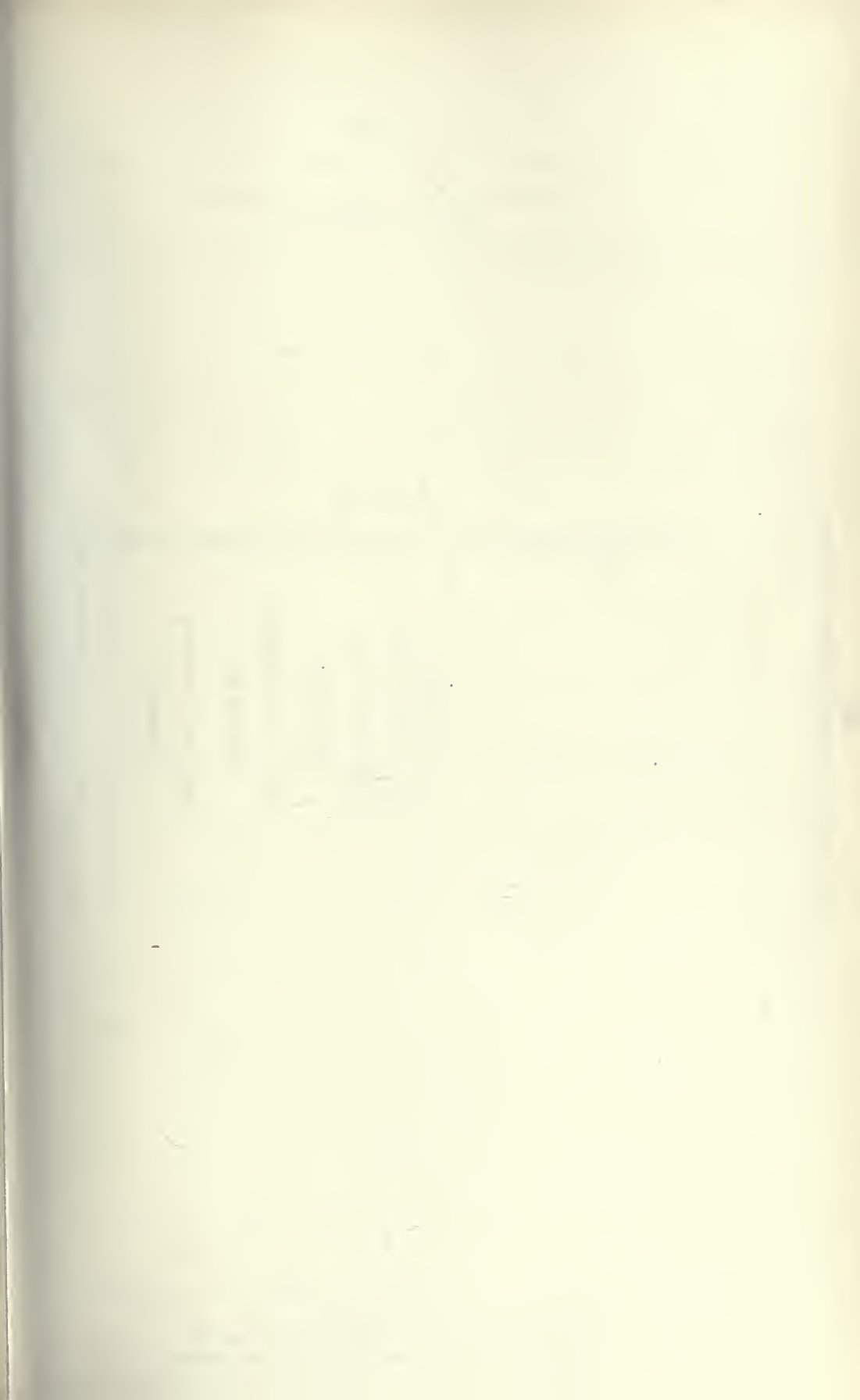
Right to
restrain.

26. In addition to any other remedy or penalty provided by law, any contravention of a by-law that implements an official plan and any contravention of section 12 may be restrained by action at the instance of the planning board of the planning area in which the contravention took place or any municipality within or partly within such planning area or any ratepayer of any such municipality and any contravention of an order of the Minister made under section 24 may be restrained by action at the instance of the Minister or the municipality in which the contravention took place or any adjoining municipality or any ratepayer of any such municipality or adjoining municipality.

12. This Act shall come into force on the day it receives ^{Commence-}
the Royal Assent. _{ment of Act.}

13. This Act may be cited as *The Planning Amendment* ^{Short title.}
Act, 1949.





BILL

An Act to amend The Planning Act, 1946

1st Reading

February 15th, 1949

2nd Reading

February 21st, 1949

3rd Reading

March 7th, 1949

MR. WELSH

No. 78

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Lakes and Rivers Improvement Act.

MR. SCOTT

EXPLANATORY NOTES

SECTION 1—Subsection 1. The subsection is re-enacted in order to ensure that approvals given are of an administrative nature.

Subsection 2. Complementary to the amendment made by subsection 1. The words deleted are now unnecessary.

Subsection 3. Complementary to the amendment made by subsection 1.

BILL

An Act to amend The Lakes and Rivers Improvement Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 of section 9 of *The Lakes and Rivers Improvement Act* is repealed and the following substituted therefor: Rev. Stat., c. 45, s. 9, subs. 1, re-enacted.

(1) A dam shall not be constructed on any lake or river unless and until the site and plans and specifications thereof have been approved by the Minister, and such approval shall be deemed to be of an administrative and not of a legislative nature. Approval of plans of dams by Minister.

(2) Subsection 2 of the said section 9 is amended by striking out the words "where it is proposed to construct a temporary dam for lumbering or other purposes, the owner may apply to the Minister for permission to construct and maintain the same, giving such information relative to the dam as the Minister may require, and the Minister may thereupon in his discretion grant such permission if it is considered by him to be safe and advisable in the public interest so to do, and provided further that" in the first to eighth lines of the proviso so that the proviso contained in the subsection shall read: Rev. Stat., c. 45, s. 9, subs. 2, amended.

Provided that nothing herein contained shall prevent or apply to the construction of an emergency dam where such construction may be considered necessary for the prevention of loss or damage, but the owner in such case shall immediately give notice to the Minister that he is proceeding with the construction of the dam and shall thereafter comply with any directions of the Minister as to the precaution to be taken in maintaining the dam or its removal when the purpose for which it was constructed has been served. Proviso.

(3) Subsection 3 of the said section 9 is amended by striking Rev. Stat., c. 45, s. 9, subs. 3, amended.

out the words "Lieutenant-Governor in Council" in the first line and inserting in lieu thereof the word "Minister", so that the subsection shall read as follows:

Engineer
to examine
plans.

- (3) The approval of the Minister shall not be given until an engineer designated by him (hereinafter referred to as "the engineer") shall have examined the plans, documents and other information and recommended the approval of the proposed dam.

Rev. Stat.,
c. 45, s. 10,
amended.

2. Section 10 of *The Lakes and Rivers Improvement Act* is amended by striking out all the words after the word "and" in the fourth line and inserting in lieu thereof the words "specifications have been approved by the Minister and such approval shall be deemed to be of an administrative and not of a legislative nature", so that the section shall read as follows:

Approval
of plans
and speci-
fications.

10. Where a dam has heretofore been or shall hereafter be constructed in any lake or river and it is proposed to make improvements to such dam such improvements shall not be proceeded with until complete copies of the plans and specifications have been approved by the Minister, and such approval shall be deemed to be of an administrative and not of a legislative nature.

Rev. Stat.,
c. 45, s. 11,
subs. 4,
amended.

3.—(1) Subsection 4 of section 11 of *The Lakes and Rivers Improvement Act* is amended by striking out the words "Lieutenant-Governor in Council" in the first and second lines and inserting in lieu thereof the word "Minister", so that the subsection shall read as follows:

Order to
repair,
improve,
etc.

- (4) On the report of the engineer, the Minister may make such order as he may deem necessary to ensure the safety of the public or of persons whose lands and property may be endangered by such dam, and for such purpose may order the owner to repair, improve, open up or remove it, and may fix the time within which such repairs, improvements, opening up or removal shall be completed.

Rev. Stat.,
c. 45, s. 11,
subs. 6,
amended.

(2) Subsection 6 of the said section 11, as amended by subsection 2 of section 4 of *The Statute Law Amendment Act, 1948*, is further amended by striking out the words "the Lieutenant-Governor in Council may at the request of the Minister" in the second and third lines and inserting in lieu thereof the words "the Minister may", so that the subsection shall read as follows:

Fishway.

- (6) Where any dam heretofore constructed has not been

SECTION 2. This amendment is complementary to the amendment made to subsection 1 of section 9 of the Act.

SECTION 3—Subsection 1. Self-explanatory.

Subsection 2. This amendment is made in order to simplify administration.

SECTION 4. These provisions are new. Section 11a is designed to provide for the removal of drowned out timber that may interfere with forest fire prevention measures. Section 11b is self-explanatory.

SECTION 5. Complementary to amendment made to subsection 1 of section 9 of the Act.

provided with a fishway the Minister may direct that the owner of such dam shall forthwith provide a fishway to permit the free and unobstructed passage of fish up and down stream at any season of the year.

4. *The Lakes and Rivers Improvement Act* is amended by adding thereto the following sections: Rev. Stat.,
c. 45,
amended.

11a. Where water is impounded for power development or storage purposes the Minister may order the owner of any dam that impounds such water, or the owner of any lands so flooded, to clear timber from the lands so flooded. Clearing
timber from
flooded
lands.

11b.—(1) The Minister may authorize the engineer to inspect or cause an inspection to be made of any dam or other structure or work for the development, improvement or utilization of the waters of any lake or river and report in writing upon the state of repair of such dam or other structure or work. Minister
may
authorize
inspection.

(2) The Minister may, following the receipt of the report of the engineer, order the owner of the dam or other structure or work to repair or reconstruct the same within the time specified in the order. Repair or
reconstruc-
tion.

(3) Where the owner fails to comply with any order made under this section the Minister may cause the repairs or reconstruction to be made and the rights of the owner in the dam or other structure or work shall be forfeited to the Crown upon payment of such compensation as the Lieutenant-Governor in Council may direct. Non-
compliance
with order
for repair,
etc.

5. Clause *b* of subsection 1 of section 12 of *The Lakes and Rivers Improvement Act*, as re-enacted by subsection 2 of section 26 of *The Statute Law Amendment Act, 1946*, is amended by striking out the words "of the Lieutenant-Governor in Council or any" in the second line, so that the clause shall read as follows: Rev. Stat.,
c. 45, s. 12,
subs. 1,
cl. b
(1946,
c. 89, s. 26,
subs. 2),
amended.

(b) refuses or neglects to comply with any order, requirement or direction of the Minister made under this Part; or

.

6. This Act shall come into force on the day it receives the Royal Assent. Commence-
ment of Act.

7. This Act may be cited as *The Lakes and Rivers Improvement Amendment Act, 1949*. Short title.

BILL

An Act to amend The Lakes and Rivers
Improvement Act.

1st Reading

February 15th, 1949

2nd Reading

3rd Reading

MR. SCOTT

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Lakes and Rivers Improvement Act.

MR. SCOTT

*(Reprinted for consideration by the Committee of the
Whole House.)*

EXPLANATORY NOTES

SECTION 1—Subsection 1. The subsection is re-enacted in order to ensure that approvals given are of an administrative nature.

Subsection 2. Complementary to the amendment made by subsection 1. The words deleted are now unnecessary.

Subsection 3. Complementary to the amendment made by subsection 1.

BILL

An Act to amend The Lakes and Rivers Improvement Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 of section 9 of *The Lakes and Rivers Improvement Act* is repealed and the following substituted therefor: Rev. Stat., c. 45, s. 9, subs. 1, re-enacted.

(1) A dam shall not be constructed on any lake or river unless and until the site and plans and specifications thereof have been approved by the Minister, and such approval shall be deemed to be of an administrative and not of a legislative nature. Approval of plans of dams by Minister.

(2) Subsection 2 of the said section 9 is amended by striking out the words "where it is proposed to construct a temporary dam for lumbering or other purposes, the owner may apply to the Minister for permission to construct and maintain the same, giving such information relative to the dam as the Minister may require, and the Minister may thereupon in his discretion grant such permission if it is considered by him to be safe and advisable in the public interest so to do, and provided further that" in the first to eighth lines of the proviso so that the proviso contained in the subsection shall read: Rev. Stat., c. 45, s. 9, subs. 2, amended.

Provided that nothing herein contained shall prevent or apply to the construction of an emergency dam where such construction may be considered necessary for the prevention of loss or damage, but the owner in such case shall immediately give notice to the Minister that he is proceeding with the construction of the dam and shall thereafter comply with any directions of the Minister as to the precaution to be taken in maintaining the dam or its removal when the purpose for which it was constructed has been served. Proviso.

(3) Subsection 3 of the said section 9 is amended by striking Rev. Stat., c. 45, s. 9, subs. 3, amended.

out the words "Lieutenant-Governor in Council" in the first line and inserting in lieu thereof the word "Minister", so that the subsection shall read as follows:

Engineer
to examine
plans.

- (3) The approval of the Minister shall not be given until an engineer designated by him (hereinafter referred to as "the engineer") shall have examined the plans, documents and other information and recommended the approval of the proposed dam.

Rev. Stat.,
c. 45, s. 10,
amended.

2. Section 10 of *The Lakes and Rivers Improvement Act* is amended by striking out all the words after the word "and" in the fourth line and inserting in lieu thereof the words "specifications have been approved by the Minister, and such approval shall be deemed to be of an administrative and not of a legislative nature", so that the section shall read as follows:

Approval
of plans
and speci-
fications.

10. Where a dam has heretofore been or shall hereafter be constructed in any lake or river and it is proposed to make improvements to such dam such improvements shall not be proceeded with until complete copies of the plans and specifications have been approved by the Minister, and such approval shall be deemed to be of an administrative and not of a legislative nature.

Rev. Stat.,
c. 45, s. 11,
subs. 4,
amended.

3.—(1) Subsection 4 of section 11 of *The Lakes and Rivers Improvement Act* is amended by striking out the words "Lieutenant-Governor in Council" in the first and second lines and inserting in lieu thereof the word "Minister", so that the subsection shall read as follows:

Order to
repair,
improve,
etc.

- (4) On the report of the engineer, the Minister may make such order as he may deem necessary to ensure the safety of the public or of persons whose lands and property may be endangered by such dam, and for such purpose may order the owner to repair, improve, open up or remove it, and may fix the time within which such repairs, improvements, opening up or removal shall be completed.

Rev. Stat.,
c. 45, s. 11,
subs. 6,
amended.

(2) Subsection 6 of the said section 11, as amended by subsection 2 of section 4 of *The Statute Law Amendment Act, 1948*, is further amended by striking out the words "the Lieutenant-Governor in Council may at the request of the Minister" in the second and third lines and inserting in lieu thereof the words "the Minister may", so that the subsection shall read as follows:

Fishway.

- (6) Where any dam heretofore constructed has not been

SECTION 2. This amendment is complementary to the amendment made to subsection 1 of section 9 of the Act.

SECTION 3—Subsection 1. Self-explanatory.

Subsection 2. This amendment is made in order to simplify administration.

SECTION 4. These provisions are new. Section 11a is designed to provide for the removal of drowned out timber that may interfere with forest fire prevention measures. Section 11b is self-explanatory.

SECTION 5. Complementary to amendment made to subsection 1 of section 9 of the Act.

provided with a fishway the Minister may direct that the owner of such dam shall forthwith provide a fishway to permit the free and unobstructed passage of fish up and down stream at any season of the year.

4. *The Lakes and Rivers Improvement Act* is amended by adding thereto the following sections: Rev. Stat.,
c. 45,
amended.

11a. Where water is impounded for power development or storage purposes the Minister may order the owner of any dam that impounds such water, or the owner of any lands so flooded, to clear timber from the lands so flooded. Clearing
timber from
flooded
lands.

11b.—(1) The Minister may authorize the engineer to inspect or cause an inspection to be made of any dam or other structure or work for the development, improvement or utilization of the waters of any lake or river and report in writing upon the state of repair of such dam or other structure or work. Minister
may
authorize
inspection.

(2) The Minister may, following the receipt of the report of the engineer, order the owner of the dam or other structure or work to repair or reconstruct the same within the time specified in the order. Repair or
reconstruction.

(3) Where the owner fails to comply with any order made under this section the Minister may cause the repairs or reconstruction to be made and the rights of the owner in the dam or other structure or work shall be forfeited to the Crown upon payment of such compensation as the Lieutenant-Governor in Council may direct. Non-
compliance
with order
for repair,
etc.

5. Clause *b* of subsection 1 of section 12 of *The Lakes and Rivers Improvement Act*, as re-enacted by subsection 2 of section 26 of *The Statute Law Amendment Act, 1946*, is amended by striking out the words "of the Lieutenant-Governor in Council or any" in the second line, so that the clause shall read as follows: Rev. Stat.,
c. 45, s. 12,
subs. 1,
cl. b
(1946,
c. 89, s. 26,
subs. 2),
amended.

(b) refuses or neglects to comply with any order, requirement or direction of the Minister made under this Part; or

.

6.—(1) Section 30 of *The Lakes and Rivers Improvement Act* is repealed and the following substituted therefor: Rev. Stat.,
c. 45, s. 30,
re-enacted.

30.—(1) In this section "mill" means a plant or works in which logs or wood-bolts are processed and includes a saw mill, a pulp mill, and a pulp and paper mill. "MILL"
defined.

Discretion of court as to granting of injunction in certain cases.

- (2) Where in an action or proceeding a person claims, and but for this section would be entitled to, an injunction against the owner or occupier of a mill for an injury or damage, direct or consequential, sustained by such person, or for any interference directly or indirectly with any rights of such person as riparian proprietor or otherwise, by reason or in consequence of the throwing, depositing or discharging, or permitting the throwing, depositing or discharging of any refuse, sawdust, chemical, substance or matter from the mill or from it and other mills into any lake or river, or by reason or in consequence of any odour arising from any such refuse, sawdust, chemical substance or matter so thrown, deposited or discharged or so permitted to be thrown, deposited or discharged, the court or judge may,—

- (a) refuse to grant an injunction if it is proved that having regard to all the circumstances and taking into consideration the importance of the operation of the mill to the locality in which it operates and the benefit and advantage, direct and consequential, which the operation of the mill confers on that locality and on the inhabitants of the locality, and weighing the same against the private injury, damage or interference complained of, it is on the whole proper and expedient not to grant the injunction; or
- (b) grant an injunction to take effect after such lapse of time or upon such terms and conditions or subject to such limitations or restrictions as may be deemed proper; or
- (c) in lieu of granting an injunction, direct that the owner or occupant of the mill take such measures or perform such acts to prevent, avoid, lessen or diminish the injury, damage or interference complained of as may be deemed proper.

Right to damages not affected.

- (3) Nothing in subsection 2 shall affect any right of the person claiming the injunction to damages against the owner or occupier of the mill for any such injury damage or interference.

Subsequent damages.

- (4) Where damage from the same cause continues the person entitled to the damages may apply from time to time in the same action or proceeding for the assessment of subsequent damages or for any other

relief to which by subsequent events he may from time to time become entitled.

- (5) This section shall apply whether the injury, damage or interference is or is not a continuing one, and whether the person claiming the injunction in the action or proceeding is a plaintiff or is a defendant proceeding by way of counter-claim. ^{Application of section.}

(2) Section 30 of *The Lakes and Rivers Improvement Act*, as re-enacted by subsection 1 of this section, shall apply to every action or proceeding in which an injunction is claimed in respect of any of the matters mentioned in such section, including every pending action and proceeding and including every action or proceeding in which an injunction has been granted and in which any appeal is pending. ^{Application to pending actions, etc.}

7. This Act shall come into force on the day it receives the Royal Assent. ^{Commencement of Act.}

8. This Act may be cited as *The Lakes and Rivers Improvement Amendment Act, 1949*. ^{Short title.}

BILL.

An Act to amend The Lakes and Rivers
Improvement Act.

1st Reading

February 15th, 1949.

2nd Reading

February 21st, 1949

3rd Reading

MR. SCOTT

*(Reprinted for consideration by the Committee
of the Whole House.)*

No. 78

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Lakes and Rivers Improvement Act.

MR. SCOTT

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



BILL

An Act to amend The Lakes and Rivers Improvement Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 of section 9 of *The Lakes and Rivers Improvement Act* is repealed and the following substituted therefor: Rev. Stat., c. 45, s. 9, subs. 1, re-enacted.

- (1) A dam shall not be constructed on any lake or river unless and until the site and plans and specifications thereof have been approved by the Minister, and such approval shall be deemed to be of an administrative and not of a legislative nature. Approval of plans of dams by Minister.

(2) Subsection 2 of the said section 9 is amended by striking out the words "where it is proposed to construct a temporary dam for lumbering or other purposes, the owner may apply to the Minister for permission to construct and maintain the same, giving such information relative to the dam as the Minister may require, and the Minister may thereupon in his discretion grant such permission if it is considered by him to be safe and advisable in the public interest so to do, and provided further that" in the first to eighth lines of the proviso so that the proviso contained in the subsection shall read: Rev. Stat., c. 45, s. 9, subs. 2, amended.

Provided that nothing herein contained shall prevent or apply to the construction of an emergency dam where such construction may be considered necessary for the prevention of loss or damage, but the owner in such case shall immediately give notice to the Minister that he is proceeding with the construction of the dam and shall thereafter comply with any directions of the Minister as to the precaution to be taken in maintaining the dam or its removal when the purpose for which it was constructed has been served. Proviso.

(3) Subsection 3 of the said section 9 is amended by striking Rev. Stat., c. 45, s. 9, subs. 3, amended.

out the words "Lieutenant-Governor in Council" in the first line and inserting in lieu thereof the word "Minister", so that the subsection shall read as follows:

Engineer
to examine
plans.

- (3) The approval of the Minister shall not be given until an engineer designated by him (hereinafter referred to as "the engineer") shall have examined the plans, documents and other information and recommended the approval of the proposed dam.

Rev. Stat.,
c. 45, s. 10,
amended.

2. Section 10 of *The Lakes and Rivers Improvement Act* is amended by striking out all the words after the word "and" in the fourth line and inserting in lieu thereof the words "specifications have been approved by the Minister, and such approval shall be deemed to be of an administrative and not of a legislative nature", so that the section shall read as follows:

Approval
of plans
and speci-
fications.

10. Where a dam has heretofore been or shall hereafter be constructed in any lake or river and it is proposed to make improvements to such dam such improvements shall not be proceeded with until complete copies of the plans and specifications have been approved by the Minister, and such approval shall be deemed to be of an administrative and not of a legislative nature.

Rev. Stat.,
c. 45, s. 11,
subs. 4,
amended.

3.—(1) Subsection 4 of section 11 of *The Lakes and Rivers Improvement Act* is amended by striking out the words "Lieutenant-Governor in Council" in the first and second lines and inserting in lieu thereof the word "Minister", so that the subsection shall read as follows:

Order to
repair,
improve,
etc.

- (4) On the report of the engineer, the Minister may make such order as he may deem necessary to ensure the safety of the public or of persons whose lands and property may be endangered by such dam, and for such purpose may order the owner to repair, improve, open up or remove it, and may fix the time within which such repairs, improvements, opening up or removal shall be completed.

Rev. Stat.,
c. 45, s. 11,
subs. 6,
amended.

(2) Subsection 6 of the said section 11, as amended by subsection 2 of section 4 of *The Statute Law Amendment Act, 1948*, is further amended by striking out the words "the Lieutenant-Governor in Council may at the request of the Minister" in the second and third lines and inserting in lieu thereof the words "the Minister may", so that the subsection shall read as follows:

Fishway.

- (6) Where any dam heretofore constructed has not been

provided with a fishway the Minister may direct that the owner of such dam shall forthwith provide a fishway to permit the free and unobstructed passage of fish up and down stream at any season of the year.

4. *The Lakes and Rivers Improvement Act* is amended by adding thereto the following sections: Rev. Stat.,
c. 45,
amended.

11a. Where water is impounded for power development or storage purposes the Minister may order the owner of any dam that impounds such water, or the owner of any lands so flooded, to clear timber from the lands so flooded. Clearing
timber from
flooded
lands.

11b.—(1) The Minister may authorize the engineer to inspect or cause an inspection to be made of any dam or other structure or work for the development, improvement or utilization of the waters of any lake or river and report in writing upon the state of repair of such dam or other structure or work. Minister
may
authorize
inspection.

(2) The Minister may, following the receipt of the report of the engineer, order the owner of the dam or other structure or work to repair or reconstruct the same within the time specified in the order. Repair or
reconstruc-
tion.

(3) Where the owner fails to comply with any order made under this section the Minister may cause the repairs or reconstruction to be made and the rights of the owner in the dam or other structure or work shall be forfeited to the Crown upon payment of such compensation as the Lieutenant-Governor in Council may direct. Non-
compliance
with order
for repair,
etc.

5. Clause *b* of subsection 1 of section 12 of *The Lakes and Rivers Improvement Act*, as re-enacted by subsection 2 of section 26 of *The Statute Law Amendment Act, 1946*, is amended by striking out the words "of the Lieutenant-Governor in Council or any" in the second line, so that the clause shall read as follows: Rev. Stat.,
c. 45, s. 12,
subs. 1,
cl. b
(1946,
c. 89, s. 26,
subs. 2),
amended.

(b) refuses or neglects to comply with any order, requirement or direction of the Minister made under this Part; or

.

6.—(1) Section 30 of *The Lakes and Rivers Improvement Act* is repealed and the following substituted therefor: Rev. Stat.,
c. 45, s. 30,
re-enacted.

30.—(1) In this section "mill" means a plant or works in which logs or wood-bolts are processed and includes a saw mill, a pulp mill, and a pulp and paper mill. "Mill"
defined.

Discretion of
court as to
granting of
injunction
in certain
cases.

- (2) Where in an action or proceeding a person claims, and but for this section would be entitled to, an injunction against the owner or occupier of a mill for an injury or damage, direct or consequential, sustained by such person, or for any interference directly or indirectly with any rights of such person as riparian proprietor or otherwise, by reason or in consequence of the throwing, depositing or discharging, or permitting the throwing, depositing or discharging of any refuse, sawdust, chemical, substance or matter from the mill or from it and other mills into any lake or river, or by reason or in consequence of any odour arising from any such refuse, sawdust, chemical substance or matter so thrown, deposited or discharged or so permitted to be thrown, deposited or discharged, the court or judge may,—

- (a) refuse to grant an injunction if it is proved that having regard to all the circumstances and taking into consideration the importance of the operation of the mill to the locality in which it operates and the benefit and advantage, direct and consequential, which the operation of the mill confers on that locality and on the inhabitants of the locality, and weighing the same against the private injury, damage or interference complained of, it is on the whole proper and expedient not to grant the injunction; or
- (b) grant an injunction to take effect after such lapse of time or upon such terms and conditions or subject to such limitations or restrictions as may be deemed proper; or
- (c) in lieu of granting an injunction, direct that the owner or occupant of the mill take such measures or perform such acts to prevent, avoid, lessen or diminish the injury, damage or interference complained of as may be deemed proper.

Right to
damages not
affected.

- (3) Nothing in subsection 2 shall affect any right of the person claiming the injunction to damages against the owner or occupier of the mill for any such injury, damage or interference.

Subsequent
damages.

- (4) Where damage from the same cause continues the person entitled to the damages may apply from time to time in the same action or proceeding for the assessment of subsequent damages or for any other

relief to which by subsequent events he may from time to time become entitled.

- (5) This section shall apply whether the injury, damage or interference is or is not a continuing one, and whether the person claiming the injunction in the action or proceeding is a plaintiff or is a defendant proceeding by way of counter-claim. Application of section.

(2) Section 30 of *The Lakes and Rivers Improvement Act*, as re-enacted by subsection 1 of this section, shall apply to every action or proceeding in which an injunction is claimed in respect of any of the matters mentioned in such section, including every pending action and proceeding and including every action or proceeding in which an injunction has been granted and in which any appeal is pending. Application to pending actions, etc.

7. This Act shall come into force on the day it receives the Royal Assent. Commencement of Act.

8. This Act may be cited as *The Lakes and Rivers Improvement Amendment Act, 1949*. Short title.

BILL

An Act to amend The Lakes and Rivers
Improvement Act.

1st Reading

February 15th, 1949

2nd Reading

February 21st, 1949

3rd Reading

March 31st, 1949

Mr. SCOTT

No. 79

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Municipal Reforestation Act.

MR. DENNISON

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

The purpose of this Bill is to give to cities the same powers as are now possessed by counties with respect to the establishment of municipal forests.

No. 79

1949

BILL

An Act to amend The Municipal Reforestation Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Section 1 of *The Municipal Reforestation Act* is amended by inserting after the word "county" in the first line the words "or city", so that the first line shall read as follows:

(1) The municipal council of a county or city may pass by-laws,—

County or
city by-laws
for acquiring
lands for
reforestation
purposes.

(2) The said section 1 is further amended by adding thereto the following subsection:

Rev. Stat.,
c. 323, s. 1,
amended.

(2) The powers, privileges and authority conferred on the council of a city shall apply to land located within or without the boundaries of such city.

Powers of
city councils.

2. This Act may be cited as *The Municipal Reforestation Amendment Act, 1949*.

Short title

BILL

An Act to amend The Municipal
Reforestation Act.

1st Reading

February 16th, 1949

2nd Reading

3rd Reading

MR. DENNISON

No. 80

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Marriage Act.

MR. TEMPLE

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

The purpose of this Bill is to require both parties to an intended marriage to have a blood test taken in order to determine the presence of syphilis and the result of the tests made with respect to each of the parties must be made known to both of them.

BILL

An Act to amend The Marriage Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Marriage Act* is amended by adding thereto the following section: Rev. Stat.,
c. 207,
amended.

22a.—(1) No marriage license or certificate in lieu of marriage license shall be issued and no marriage shall be solemnized under the authority of any proclamation of intention to intermarry unless the persons intending to intermarry have produced a certificate in respect to each such person certifying,—

(a) that a specimen of blood taken from such person not more than twenty days before,

(i) the issue of the license or certificate, or

(ii) the solemnization of the marriage where the intention of the persons to marry has been published as provided by subsection 2 of section 4,

and has been submitted to a standard laboratory test for syphilis in a laboratory approved by the Minister of Health; and

(b) that the result of such test as indicated in a certificate signed or purporting to be signed by the director of such laboratory has been made known to both parties to the intended marriage.

(2) Any person who violates any of the provisions of this section shall on summary conviction be liable to a penalty of not less than \$20 and not more than \$100. Penalty.

(3) Notwithstanding the provisions of subsection 1, the Provincial Secretary where,— Exception
in case of
extreme
urgency.

(a) the approval in writing of the Minister of Health has been secured; and

(b) each of the parties to the intended marriage has submitted a statutory declaration that to the best of his knowledge and belief he is free from syphilis,

may authorize the issuance of a marriage certificate.

Rev. Stat.,
c. 207, s. 25,
cl. b (1947,
c. 62, s. 2),
amended.

2. Clause *b* of section 25 of *The Marriage Act*, as re-enacted by section 2 of *The Marriage Amendment Act, 1947*, is amended by inserting after the figures "22" in the fifth line the words, figures and letter "the certificates required by section 22a", so that the clause shall read as follows:

to Registrar-
General.

(b) forward the consent verified by affidavit and any other evidence obtained pursuant to the provisions of section 17 and the birth certificate or affidavit required by subsection 5 of section 22, the certificates required by section 22a, and any further evidence obtained under the provisions of section 24, to the Registrar-General.

Rev. Stat.,
c. 207, s. 34,
subs. 1,
amended.

3.—(1) Subsection 1 of section 34 of *The Marriage Act* is amended by inserting after the word and figure "Form 4" in the fourth line the words, figures and letter "or in any certificate required by section 22a", so that the subsection shall read as follows:

Penalty
for making
false
statement.

(1) Any person who knowingly makes any false statement of fact in any affidavit made under the provisions of this Act or in or touching the particulars mentioned in Form 4 or in any certificate required by section 22a, in addition to any other penalty or punishment which he may be liable to incur, shall, on summary conviction, be liable to a penalty of not less than \$20 and not more than \$200.

Rev. Stat.,
c. 207, s. 34,
amended.

(2) The said section 34 is further amended by adding thereto the following subsection:

Penalty for
impersona-
tion.

(1a) Any person who impersonates any other person for the purposes of obtaining a certificate required by section 22a shall, on summary conviction, be liable to a penalty of not less than \$20 and not more than \$100.

Short title.

4. This Act may be cited as *The Marriage Amendment Act, 1949*.

BILL

An Act to amend The Marriage Act.

1st Reading

February 17th, 1949

2nd Reading

3rd Reading

MR. TEMPLE

No. 81

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Venereal Diseases Prevention Act, 1942.

MR. TEMPLE

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

SECTION 1. The persons indicated in clauses *a*, *b* and *c* will hereafter be required to report the names and addresses of infected persons to the local medical officer of health as well as reporting all cases to the Minister of Health.

No. 81

1949

BILL

An Act to amend The Venereal Diseases Prevention Act, 1942.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 1 of section 3 of *The Venereal Diseases Prevention Act, 1942* is amended by adding at the end thereof the words "and to report to the local medical officer of health the name and address of every case of venereal disease coming under his diagnosis, care or charge for the first time", so that the subsection shall read as follows:

(1) It shall be the duty of,—

Duty to
report.

- (a) every physician;
- (b) every superintendent or head of a hospital, sanatorium or laboratory; and
- (c) every person in medical charge of any gaol, lock-up, reformatory, industrial farm, training school, school or college, industrial, female or other refuge, or other similar institution,

to report to the Minister every case of venereal disease coming under his diagnosis, treatment, care or charge for the first time and to report to the local medical officer of health the name and address of every case of venereal disease coming under his diagnosis, care or charge for the first time.

(2) Subsection 2 of the said section 3 is amended by inserting after the word "Minister" in the second line the words "and the local medical officer of health", so that the subsection shall read as follows:

- (2) The report in the prescribed form shall be completed and forwarded to the Minister and the local medical officer of health within twenty-four hours after the

Duty to
report
within
twenty-four
hours.

first diagnosis, treatment or knowledge by or of such physician, head or other person,

1942, c. 38,
amended.

2. *The Venereal Diseases Prevention Act, 1942* is amended by adding thereto the following section:

Examina-
tion during
pregnancy.

3a. Every physician shall examine every pregnant woman coming under his care to determine whether or not she is infected with venereal disease.

1942,
c. 38, s. 4,
amended.

3. Section 4 of *The Venereal Diseases Prevention Act, 1942* is amended by adding thereto the following subsection:

Disclosing
source of
contact.

(7) A medical officer of health may require a person whom he believes may be infected with venereal disease to disclose, under oath, the name and address of the persons from whom the disease may have been contracted and the name and address of any person to whom the disease may have been transmitted and for the purposes of this subsection the medical officer of health may administer an oath.

1942,
c. 38, s. 6,
subs. 1,
re-enacted;
subs. 2,
repealed.

4. Subsections 1 and 2 of section 6 of *The Venereal Diseases Prevention Act, 1942* are repealed and the following substituted therefor:

Examina-
tion by
physician
in charge of
institution.

(1) Every physician in medical charge of any gaol, lock-up, reformatory, industrial farm, training school or industrial, female or other refuge shall cause every person under his charge to undergo such examination as may be necessary to ascertain whether or not he is infected with venereal disease or to ascertain the extent of venereal disease infection and if such examination discloses that he is so infected such physician shall report the facts to the medical officer of health within twenty-four hours who may thereupon exercise the powers vested in him by section 8.

1942,
c. 38, s. 14,
amended.

5. Section 14 of *The Venereal Diseases Prevention Act, 1942* is amended by adding thereto the following subsection:

Copy of
report to
m.o.h.

(2) Where a laboratory test made in a laboratory approved by the Minister of the blood of a person, indicates the presence of venereal disease, the director of the laboratory shall send to the local medical officer of health a copy of the report sent to the physician who submitted the blood sample for examination.

SECTION 2. Every pregnant woman must be examined for venereal disease.

SECTION 3. A person believed by a medical officer of health to be infected with venereal disease must disclose, under oath, the names and addresses of persons from whom the disease may have been contracted and to whom it may have been transmitted.

SECTION 4. Physicians in medical charge of the institutions indicated will hereafter be required to cause every person to be examined for venereal disease infection.

SECTION 5. Where a blood test made in a laboratory approved by the Minister discloses the presence of venereal disease, a copy of the report will be sent to the local medical officer of health.

6. This Act shall come into force on a day to be named by the Lieutenant-Governor by his Proclamation. <sup>Commence-
ment of Act.</sup>

7. This Act may be cited as *The Venereal Diseases Prevention Amendment Act, 1949*. ^{Short title.}

BILL

An Act to amend The Venereal Diseases
Prevention Act, 1942.

1st Reading

February 17th, 1949

2nd Reading

3rd Reading

MR. TEMPLE

No. 82

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Workmen's Compensation Act.

MR. DOWLING

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

The maximum amount of earnings on which compensation may be based is increased from \$2,500 per year to \$3,500 per year in accordance with the increased cost of living.

BILL

An Act to amend The Workmen's Compensation Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 11, subsection 1 of section 43, and subsection 1 of section 98 of *The Workmen's Compensation Act*, as amended by *The Workmen's Compensation Amendment Act, 1943*, are amended by striking out the symbol and figures "\$2,500" wherever they occur in the said section and subsections and inserting in lieu thereof the symbol and figures "\$3,500".

2. This Act may be cited as *The Workmen's Compensation Amendment Act, 1949*.

BILL

An Act to amend The Workmen's
Compensation Act.

1st Reading

February 17th, 1949

2nd Reading

3rd Reading

MR. DOWLING

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Hours of Work and Vacations with Pay Act, 1944.

MR. BROWN

EXPLANATORY NOTES

SECTION 1—Subsection 1. One week's holidays with pay after one year's employment and two weeks holidays with pay after two or more years' employment is required of employers.

Subsection 2. The employer decides when the employee takes his vacation and it must be given in one whole period and as heretofore within ten months of entitlement.

The percentage of vacation pay is left at 2% for the first year's vacation but necessarily must be 4% for the vacation of 2 weeks.

BILL

An Act to amend *The Hours of Work and Vacations with Pay Act, 1944.*

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subsection 2 of section 2 of *The Hours of Work and Vacations with Pay Act, 1944* is repealed and the following substituted therefor: 1944, c. 26, s. 2, subs. 2, re-enacted.

(2) Subject to the provisions of this Act, every employee Vacations. in an industrial undertaking shall be given a vacation of at least one week with pay after the first working year of his employment and two weeks with pay after the second and each subsequent year respectively of his employment.

(2) Subsections 3 and 4 of the said section 2, as enacted by 1944, c. 26, s. 2, subs. 3, 4 section 1 of *The Hours of Work and Vacations with Pay Amendment Act, 1947*, are repealed and the following substituted therefor: (1947, c. 47, s. 1), re-enacted.

(3) The employer may determine the period when each employee may take the vacation provided for in subsection 2 but the whole of such vacation must be given at one time and such period shall not be later than ten months after the conclusion of the working year. Employer may determine period of vacation.

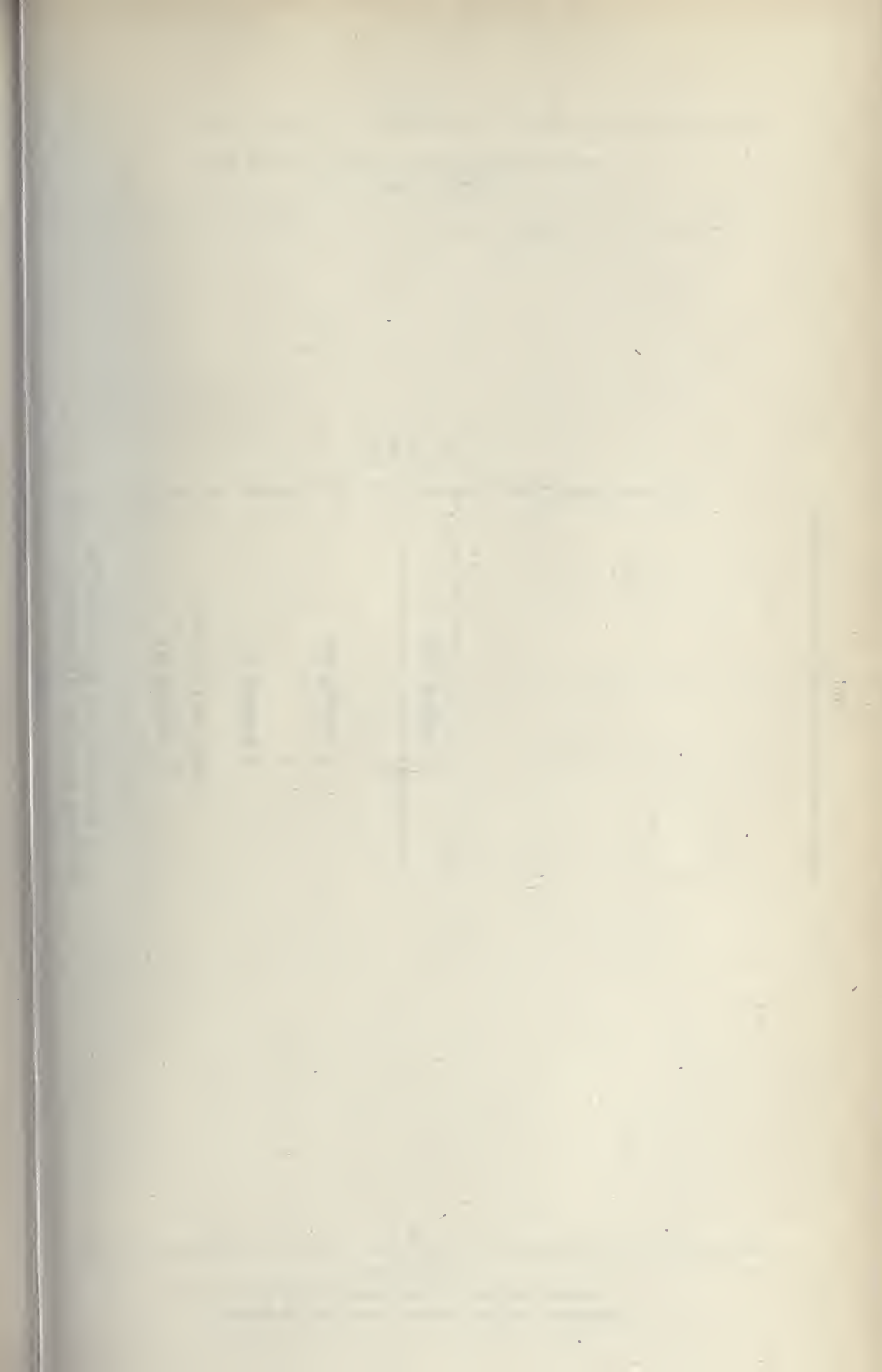
(4) The amount of pay for the vacation given to an employee as provided for in subsection 2 shall not be less than an amount equal to in the case of the vacation after the first year of employment two per centum, and in the case of the vacation after the second year or subsequent years four per centum of the pay received by the employee for all the work done in the working year. Amount of pay.

1944,
c. 26, s. 10,
cl. *dd*
(1947,
c. 47, s. 2),
re-enacted.

2. Clause *dd* of section 10 of *The Hours of Work and Vacations with Pay Act, 1944*, as re-enacted by section 2 of *The Hours of Work and Vacations with Pay Amendment Act, 1947*, is repealed and the following substituted therefor:

(*dd*) providing, in lieu of a vacation with pay, for the payment to an employee who has ceased to be employed by an employer, of an amount equal to in the case of an employee who has worked less than one year two per centum, and in the case of an employee in his second or subsequent year of employment four per centum of the pay received for all work done in the period of employment in that year, and fixing the minimum periods of employment to which a regulation made under this clause shall apply.

SECTION 2. The Industry and Labour Board is given the power to provide for vacation credits of 2% of the employee's pay during the period worked during his first year and 4% of his pay during the period worked during the second or subsequent year, in the case where the employee ceases to be employed.



BILL

An Act to amend The Hours of Work and
Vacations with Pay Act, 1944.

1st Reading

February 18th, 1949

2nd Reading

3rd Reading

MR. BROWN

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Workmen's Compensation Act.

MR. WALKER

BILL

An Act to amend The Workmen's Compensation Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *a* of subsection 1 of section 2 of *The Workmen's Compensation Act* is amended by striking out the word "seven" in the second line and inserting in lieu thereof the word "three", so that the clause shall read as follows:

- (a) does not disable the workman for the period of at least three days from earning full wages at the work at which he was employed; or

2. Sections 38 and 39 and subsections 1 and 4 of section 40 of *The Workmen's Compensation Act*, as re-enacted by section 2 of *The Workmen's Compensation Amendment Act, 1942*, are amended by striking out the words "sixty-six and two-thirds" where they occur in the third lines of sections 38 and 39 respectively, in the ninth line of subsection 1 of section 40, and in the eighth and ninth lines of subsection 4 of section 40, and inserting in lieu thereof the word "seventy-five", so that the sections and subsections shall read as follows:

38. Where temporary total disability results from the injury, the compensation shall be a weekly payment of seventy-five per centum of the workman's average weekly earnings during the previous twelve months if he has been so long employed, but if not then for any less period during which he has been in the employ of his employer, and shall be payable so long as the disability lasts.

39. Where temporary partial disability results from the injury, the compensation shall be a weekly payment of seventy-five per centum of the difference between the average weekly earnings of the workman before the accident and the average amount which he is

earning or is able to earn in some suitable employment or business after the accident, and shall be payable so long as the disability lasts, and subsection 3 of section 40 shall apply.

Permanent disability.

- 40.—(1) Where permanent disability results from the injury, the impairment of earning capacity of the workman shall be estimated from the nature and degree of the injury and the compensation shall be a weekly or other periodical payment during the life-time of the workman, or such other period as the Board may fix, of a sum proportionate to such impairment not exceeding in any case the like proportion of seventy-five per centum of his average weekly earnings ascertained in the manner provided by section 38 and shall be payable notwithstanding clause *a* of subsection 1 of section 2.

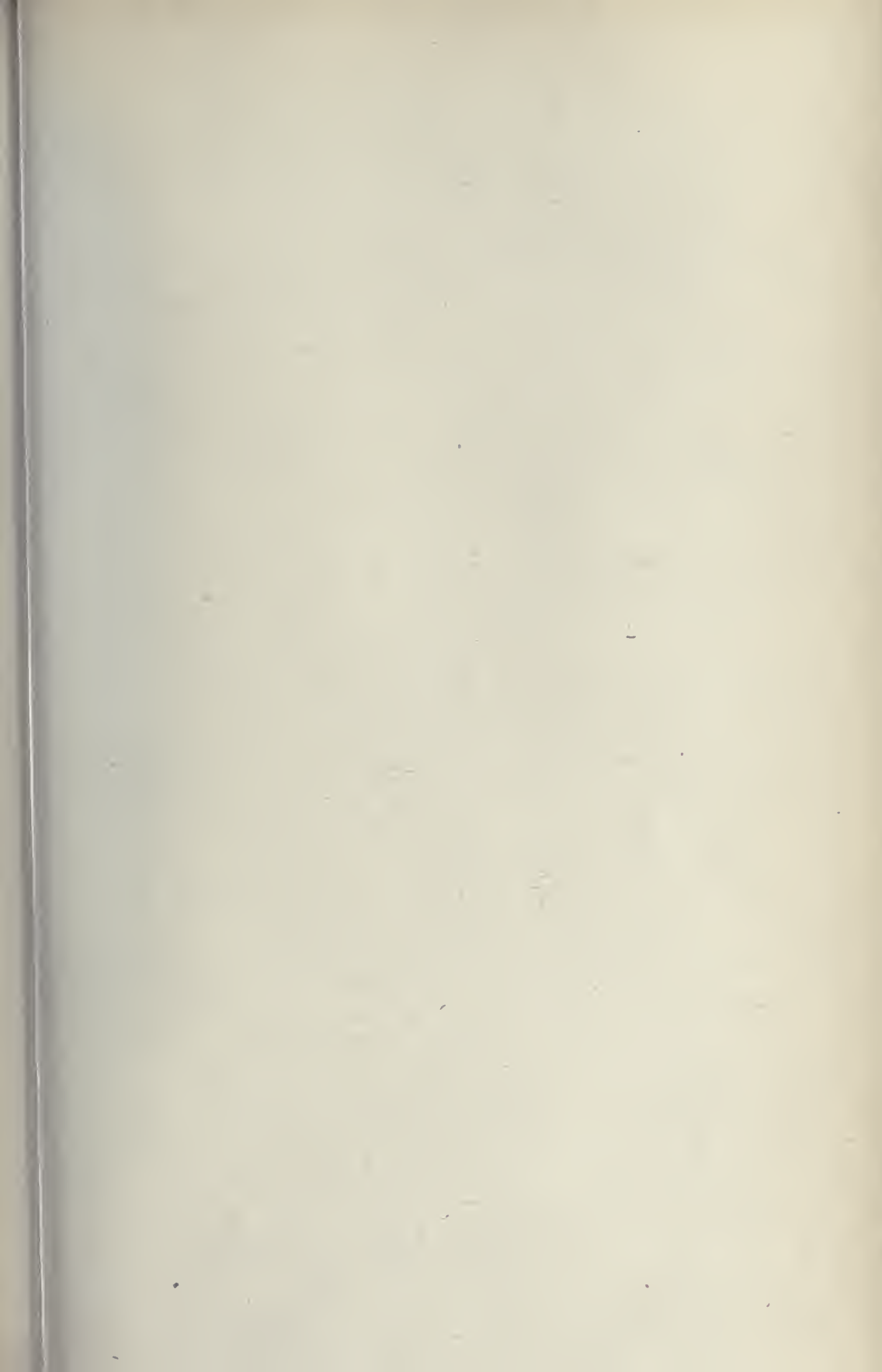
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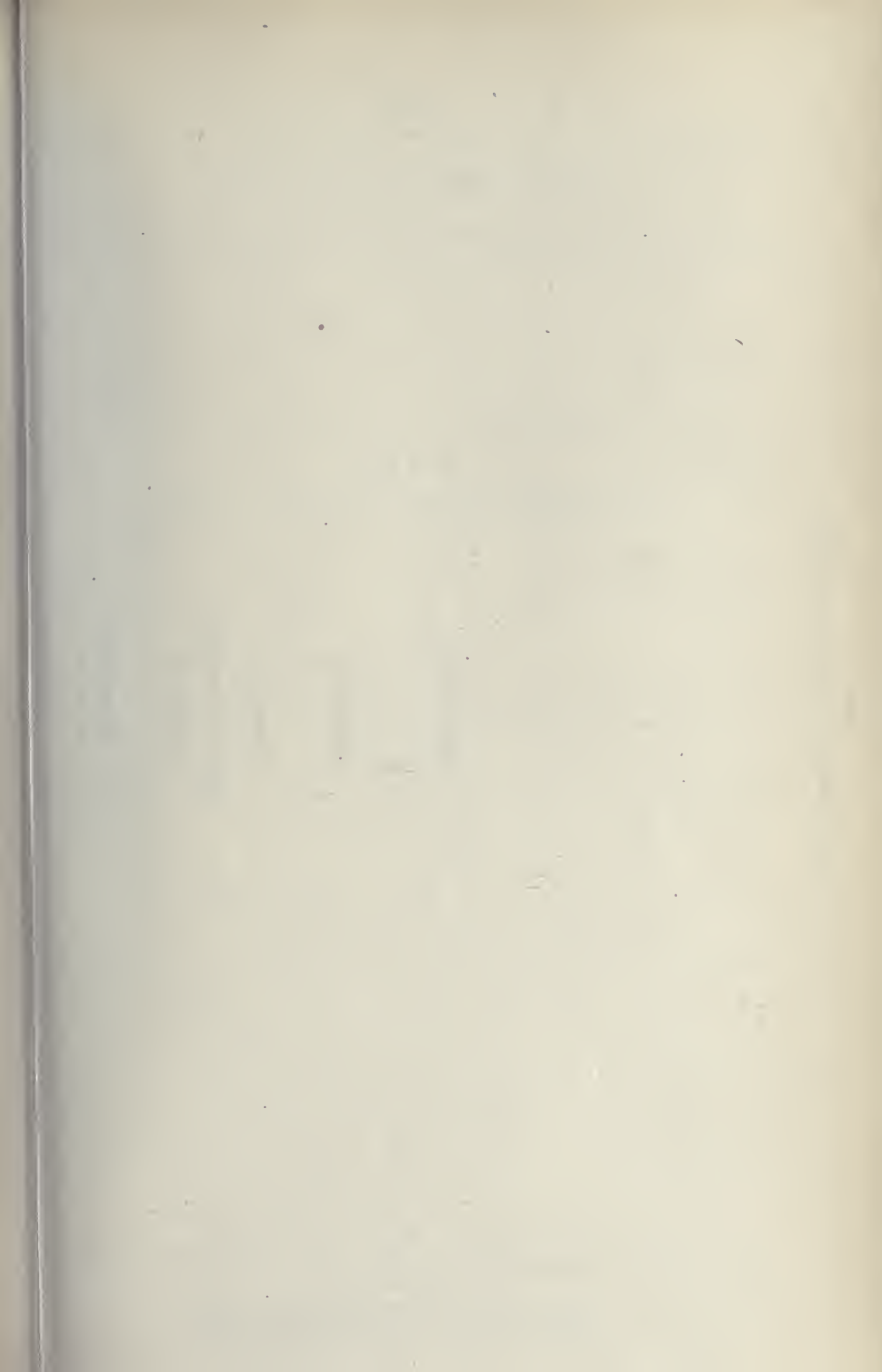
Compensation for permanent disability.

- (4) Where the Board deems it more equitable, the Board may award compensation for permanent disability having regard to the difference between the average weekly earnings of the workman before the accident and the average amount which he is earning or is able to earn in some suitable occupation after the accident, and the compensation may be a weekly or other periodical payment of seventy-five per centum of such difference, and regard shall be had to the workman's fitness to continue in the employment in which he was injured or to adapt himself to some other suitable occupation.

Short title.

3. This Act may be cited as *The Workmen's Compensation Amendment Act, 1949*.





BILL

An Act to amend The Workmen's
Compensation Act.

1st Reading

February 18th, 1949

2nd Reading

3rd Reading

MR. WALKER

No. 85

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Legislative Assembly Act.

MR. BLACKWELL

TORONTO
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EXPLANATORY NOTES

GENERAL. The Bill amends the provisions of *The Legislative Assembly Act* that govern the computation and payment of indemnities and allowances for expenses.

SECTION 1.

Section 70: Subsection 1 is unchanged.

Subsection 2 is new.

Subsection 3 is unchanged in principle.

Subsection 4 is new.

BILL

An Act to amend The Legislative Assembly Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sections 70, 71 and 72 of *The Legislative Assembly Act*, as re-enacted by section 2 of *The Legislative Assembly Amendment Act, 1947*, are repealed and the following substituted therefor: Rev. Stat. c. 12, ss. 70, 71, 72 (1947, c. 55, s. 2), re-enacted.

- 70.—(1) Every member of the Assembly shall be paid,— Members' indemnities and allowances; amounts;
- (a) an indemnity at the rate of \$2,000 per annum; and
- (b) an allowance for expenses at the rate of \$1,000 per annum.
- (2) For the purpose of computing the amount of any indemnity or allowance payable under this section a member shall be deemed to be a member from the polling day on which he is elected, and when the Assembly of which he is a member is dissolved he shall be deemed to be a member until the day preceding the polling day that follows the dissolution, or until his death, whichever occurs first. computation;
- (3) Every indemnity and allowance under this section shall be paid on the 31st day of March in each year, but when a member resigns or dies or for any other reason ceases to be a member the amounts that are payable to him for the period then concluded shall be paid forthwith. when paid;
- (4) Notwithstanding subsection 3, each member upon his request shall be paid by way of advance any part of the amount, not exceeding \$60 per month in respect of his indemnity and \$30 per month in respect of his allowance, that has accrued at the time the request is made. advances.

Speaker's
and Leader
of the Oppo-
sition's
indemnities
and allow-
ances,—
amount;

71.—(1) In addition to his indemnity and allowance for expenses as a member, there shall be paid,—

(a) to the Speaker, an indemnity at the rate of \$2,500 per annum; and

(b) to the Leader of the Opposition,

(i) an indemnity at the rate of \$3,000 per annum, and

(ii) an allowance for expenses at the rate of \$2,000 per annum.

computa-
tion;

(2) For the purpose of computing the amount of any indemnity or allowance payable under this section the Speaker and the Leader of the Opposition, respectively, shall be deemed to occupy the position from the polling day on which he is elected a member of the Assembly, and when the Assembly in which he occupies the position is dissolved he shall be deemed to occupy the position until the day preceding the polling day that follows the dissolution, or until his death, whichever occurs first; provided that when the occupant of the position changes the member succeeding to the position shall be deemed to occupy the position from the day following that on which his predecessor ceased to occupy the position.

when paid;

(3) Every indemnity and allowance under this section shall be paid on the 31st day of March in each year, but when the Speaker or the Leader of the Opposition, as the case may be, ceases to occupy the position the amounts that are payable to him for the period then concluded shall be paid forthwith.

advances.

(4) Notwithstanding subsection 3, the Speaker or the Leader of the Opposition upon his request shall be paid by way of advance any part of the amount, not exceeding in the case of the Speaker, \$70 per month in respect of his indemnity, and in the case of the Leader of the Opposition, \$80 per month in respect of his indemnity and \$60 per month in respect of his allowance, that has accrued at the time the request is made.

Chairman of
the Com-
mittees of
the Whole
House,—
indemnity;

72.—(1) In addition to his indemnity as a member, the Chairman of the Committees of the Whole House shall be paid an indemnity of \$1,000 for each session,

Section 71: Subsection 1 is unchanged.
Subsection 2 is new.
Subsection 3 is unchanged in principle.
Subsection 4 is new.

Section 72: Subsection 1 is new.
Subsection 2 is new.

SECTION 2. The Act is retroactive to the date of dissolution of the twenty-second Legislature.

- (2) The indemnity under this section shall be paid at the ^{when paid.} close of the session, and if in any session more than one person occupied the position the indemnity shall be divided among them in proportion to the time that each occupied the position during the session.

2. This Act shall be deemed to have come into force on ^{Commence-} the 27th day of April, 1948. _{ment of Act.}

3. This Act may be cited as *The Legislative Assembly* ^{Short title.} *Amendment Act, 1949.*

BILL

An Act to amend The Legislative
Assembly Act.

1st Reading

February 21st, 1949

2nd Reading

3rd Reading

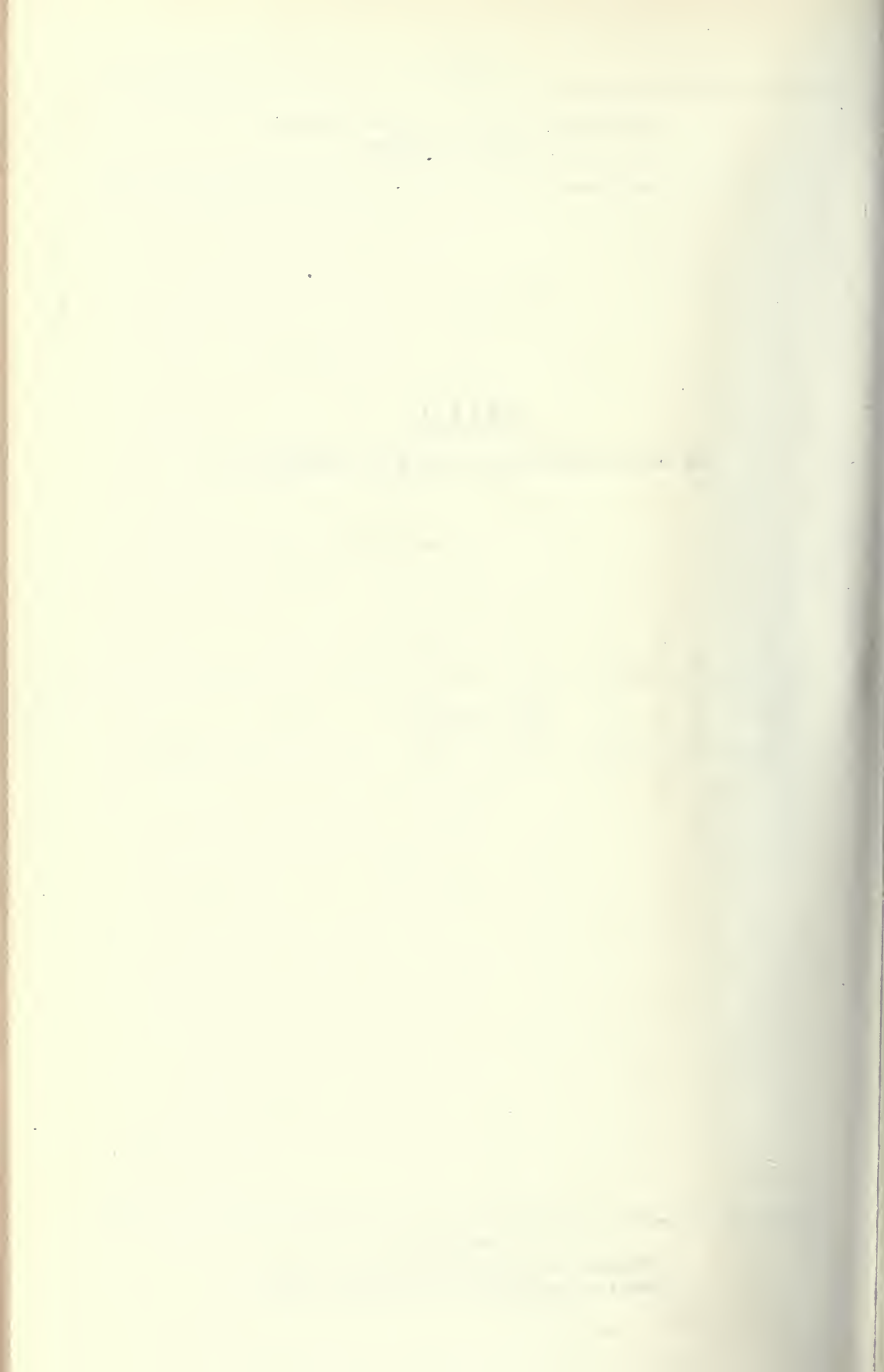
MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Legislative Assembly Act.

MR. BLACKWELL



BILL

An Act to amend The Legislative Assembly Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sections 70, 71 and 72 of *The Legislative Assembly Act*, Rev. Stat., c. 12, ss. 70, 71, 72, as re-enacted by section 2 of *The Legislative Assembly Amendment Act, 1947*, are repealed and the following substituted therefor: (1947, c. 55, s. 2), re-enacted.

- 70.—(1) Every member of the Assembly shall be paid,—
 (a) an indemnity at the rate of \$2,000 per annum; and
 (b) an allowance for expenses at the rate of \$1,000 per annum.

Members' indemnities and allowances,—
amounts;

- (2) For the purpose of computing the amount of any indemnity or allowance payable under this section a member shall be deemed to be a member from the polling day on which he is elected, and when the Assembly of which he is a member is dissolved he shall be deemed to be a member until the day preceding the polling day that follows the dissolution, or until his death, whichever occurs first.
- (3) Every indemnity and allowance under this section shall be paid on the 31st day of March in each year, but when a member resigns or dies or for any other reason ceases to be a member the amounts that are payable to him for the period then concluded shall be paid forthwith.
- (4) Notwithstanding subsection 3, each member upon his request shall be paid by way of advance any part of the amount, not exceeding \$60 per month in respect of his indemnity and \$30 per month in respect of his allowance, that has accrued at the time the request is made.

computation;

when paid;

advances.

Speaker's
and Leader
of the Oppo-
sition's
indemnities
and allow-
ances,—
amount;

71.—(1) In addition to his indemnity and allowance for expenses as a member, there shall be paid,—

(a) to the Speaker, an indemnity at the rate of \$2,500 per annum; and

(b) to the Leader of the Opposition,

(i) an indemnity at the rate of \$3,000 per annum, and

(ii) an allowance for expenses at the rate of \$2,000 per annum.

computa-
tion;

(2) For the purpose of computing the amount of any indemnity or allowance payable under this section the Speaker and the Leader of the Opposition, respectively, shall be deemed to occupy the position from the polling day on which he is elected a member of the Assembly, and when the Assembly in which he occupies the position is dissolved he shall be deemed to occupy the position until the day preceding the polling day that follows the dissolution, or until his death, whichever occurs first; provided that when the occupant of the position changes the member succeeding to the position shall be deemed to occupy the position from the day following that on which his predecessor ceased to occupy the position.

when paid;

(3) Every indemnity and allowance under this section shall be paid on the 31st day of March in each year, but when the Speaker or the Leader of the Opposition, as the case may be, ceases to occupy the position the amounts that are payable to him for the period then concluded shall be paid forthwith.

advances.

(4) Notwithstanding subsection 3, the Speaker or the Leader of the Opposition upon his request shall be paid by way of advance any part of the amount, not exceeding in the case of the Speaker, \$70 per month in respect of his indemnity, and in the case of the Leader of the Opposition, \$80 per month in respect of his indemnity and \$60 per month in respect of his allowance, that has accrued at the time the request is made.

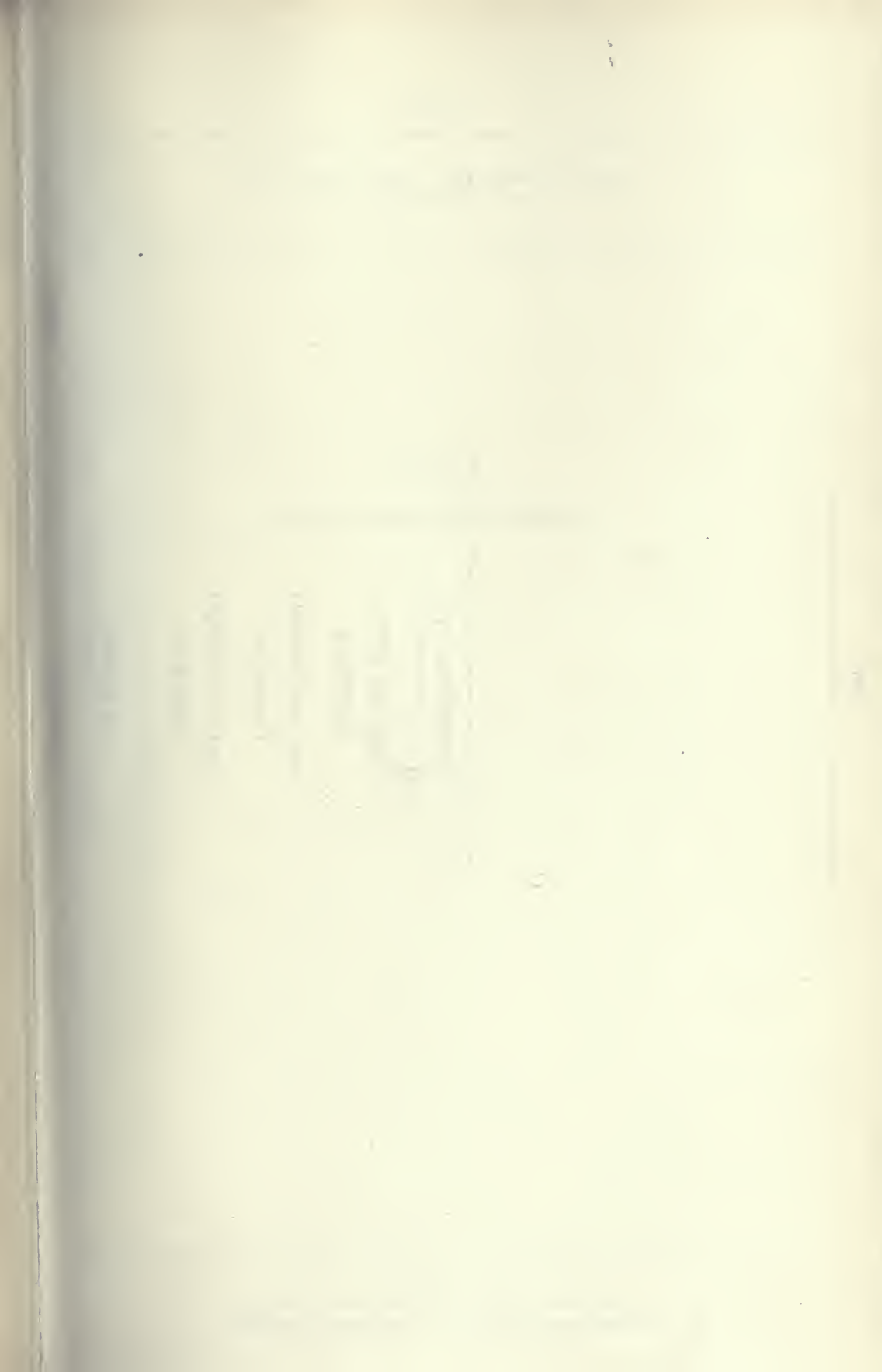
Chairman of
the Com-
mittees of
the Whole
House,—
indemnity;

72.—(1) In addition to his indemnity as a member, the Chairman of the Committees of the Whole House shall be paid an indemnity of \$1,000 for each session.

- (2) The indemnity under this section shall be paid at the ^{when paid.} close of the session, and if in any session more than one person occupied the position the indemnity shall be divided among them in proportion to the time that each occupied the position during the session.

2. This Act shall be deemed to have come into force on ^{Commence-} the 27th day of April, 1948. _{ment of Act.}

3. This Act may be cited as *The Legislative Assembly* ^{Short title.} *Amendment Act, 1949.*



BILL

An Act to amend The Legislative
Assembly Act.

1st Reading

February 21st, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 7th, 1949

MR. BLACKWELL

No. 86

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Mining Act.

MR. FROST

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
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EXPLANATORY NOTES

SECTION 1. This section is self-explanatory and is re-enacted to provide for omissions in the present provision and to improve the administration of the matters referred to in the section.

BILL

An Act to amend The Mining Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Section 47 of *The Mining Act*, as amended by Rev. Stat., c. 47, s. 47. section 3 of *The Mining Amendment Act, 1939*, is repealed re-enacted. and the following substituted therefor:

- 47.—(1) Mining lands in a Provincial Forest shall not Mining land in Provincial Forest not to be sold. be sold or granted but a lease of the same may be made for a period not exceeding ten years at a rental payable in advance of \$1 per acre for the first year and twenty-five cents per acre for each subsequent year, but the minimum rental shall be \$10 for the first year and \$4 for each subsequent year.
- (2) Every such lease shall be renewable in perpetuity Lease renewable. for periods of ten years at such rental as the Minister may in each case determine and shall date from the day following the expiration of the lease or the last renewal thereof provided the application therefor is made within ninety days of the expiration of the lease or the last renewal thereof or such further period as the Minister may, in the circumstances of the case, deem proper.
- (3) Where payment of the rental under any such lease Termination of lease for arrears of rent. is in arrears for two years or more, the lease may be terminated by an instrument in writing.
- (4) Where a lease has not been renewed under subsection 2 or where a lease has been terminated under subsection 3, a notice of termination of the lease may be sent to the mining recorder for the mining division in which the lands covered by the lease are situate and to the local master of titles at the land titles office in which instruments affecting the lands covered by the lease may be registered and such officials shall make a record of such notice upon the records of their offices relating to the title to such lands. Notice of termination of lease.

Lands vested
in Crown on
termination
of lease..

- (5) When any lease is terminated under this section such lease and all rights and powers therein contained as well as all rights and claims of the lessee, his successors or assigns in or to the lands covered by the lease shall cease and such lands shall be vested in the Crown freed and discharged from every claim and shall not be open for prospecting, staking out or leasing until re-opened by the Lieutenant-Governor in Council.

Expired
lease may
be renewed.

- (2) Every lease of mining lands in a Provincial Forest which has expired and has not been terminated before this Act comes into force may be renewed within ninety days after this Act comes into force and the renewal shall be dated the day following the expiration of the lease or the last renewal thereof.

Rev. Stat.,
c. 47, s. 57,
subs. 3,
amended.

2. Subsection 3 of section 57 of *The Mining Act*, as amended by subsection 1 of section 6 of *The Mining Amendment Act, 1939*, is further amended by striking out the words "and an applicant for a free grant shall also file an affidavit in the prescribed form showing his right thereto" in the sixteenth, seventeenth and eighteenth lines, so that the subsection shall read as follows:

Licensee's
affidavit to
accompany
application.

- (3) The application and sketch or plan shall be accompanied by an affidavit, in the prescribed form, made by the licensee who staked out the claim, showing the date of the staking out and stating that the distances given in the application and sketch or plan are as accurate as they could reasonably be ascertained and that all the other statements and particulars set forth and shown in the application and sketch or plan are true and correct, that at the time of staking out there was nothing upon the lands to indicate that they were not open to be staked out as a mining claim, that the deponent verily believes they were so open and that the staking out is valid and should be recorded, and that there are upon the lands or the lot or part lot or section of which they form a part, no buildings, clearing or improvements for farming or other purposes except as set forth in the affidavit, and if any misstatement is made in the affidavit respecting buildings, clearing or improvements the Minister, upon the recommendation of the Judge, may disallow the application and direct the recording of the claim to be cancelled.

SECTION 2. The patents which were authorized in certain limited circumstances years ago to encourage prospectors to enter new fields, are discontinued. The privilege is little used and does not accomplish the purpose for which it was intended. See note to section 5 of this bill.

SECTION 3. This amendment will require the core logs of diamond drill holes to be filed in duplicate so that resident geologists may be given a copy

SECTION 4. Light or X-ray drilling is comparatively cheap and in order to put this form of assessment work on a more equitable basis with other forms of work, provision is made for allowing only one day's work for every two feet of drilling where the core is less than seven-eighths of an inch in diameter.

SECTION 5. The section repealed provides for the issue of a free patent to a licensee who is the first discoverer of valuable mineral at a point not less than five miles from the nearest known mine.

SECTION 6. This provision is repealed as the time allowed for recording applications for boring permits is now described in clause *b* of subsection 1 of section 107 of the Act (1947, c. 66, s. 15).

SECTION 7. Rescue Station Superintendent is re-defined in order to provide for better administration. At present a Rescue Station Superintendent must be designated by the Chief Inspector of Mines for Ontario.

3. Subsection 3 of section 78 of *The Mining Act*, as re-enacted by section 10 of *The Mining Amendment Act, 1947*, is amended by inserting after the word "log" in the thirteenth line the words "in duplicate", so that the subsection shall read as follows:

- (3) The recorded holder of a mining claim shall, not later than ten days after each of the periods specified, make a report in the prescribed form as to the work done or caused to be done by him during such period, verified by affidavit in the prescribed form, and the report shall show in detail,—

- (a) the location, nature and extent of the work;
- (b) the names and addresses of the men who performed the work; and
- (c) the dates upon which each man worked in its performance,

and in the case of diamond or other core drilling, the report shall be accompanied by a core log in duplicate indicating the footages of the rock types encountered, and the angle and direction of the drill hole.

4. Subsection 3 of section 78a of *The Mining Act*, as re-enacted by subsection 1 of section 9 of *The Mining Amendment Act, 1948*, is repealed and the following substituted therefor:

- (3) Boring by a diamond or other core drill shall count as work,—

- (a) where the core from the drill is less than 7/8 of an inch in diameter, at the rate of one day's work for each two feet of boring; and
- (b) where the core from the drill is 7/8 of an inch or more in diameter, at the rate of one day's work for each foot of boring.

5. Section 97 of *The Mining Act* is repealed.

Rev. Stat.,
c. 47, s. 97,
repealed.

6. Subsection 3 of section 107 of *The Mining Act* is repealed.

Rev. Stat.,
c. 47, s. 107,
subs. 3,
repealed.

7. Clause d of subsection 1 of section 150 of *The Mining Act*, as re-enacted by section 13 of *The Mining Amendment Act, 1948*, is repealed and the following substituted therefor:

Rev. Stat.,
c. 47, s. 150,
subs. 1,
cl. d (1948,
c. 56, s. 13),
re-enacted.

"Rescue
Station
Superin-
tendent."

- (d) "Rescue Station Superintendent" shall mean a person in charge of a mine rescue station.

Rev. Stat.,
c. 47, s. 152
(1948, c. 56,
s. 13), re-
enacted.

8.—(1) Section 152 of *The Mining Act*, as re-enacted by section 13 of *The Mining Amendment Act, 1948*, is repealed and the following substituted therefor:

MINE RESCUE STATIONS.

Establish-
ment of
mine rescue
stations.

- 152.—(1) Mine rescue stations shall be established, equipped, operated and maintained at such places and in such manner as the Minister may direct.

Mine rescue
officers.

- (2) The Lieutenant-Governor in Council may appoint such mine rescue officers as may be deemed advisable.

Duties of
mine rescue
officers.

- (3) The equipment and operation of mine rescue stations shall be in charge of such mine rescue officers and it shall be the duty of such officers to teach and train mine rescue crews and supervisors in the use and maintenance of the apparatus in such manner as the Chief Inspector may direct, to maintain the apparatus in efficient and workable condition so as to be available for immediate use, and to perform such other duties as the Chief Inspector may deem necessary.

Duty of
owner, agent
and manager
as to training
of rescue
crews.

- (4) The owner, agent or manager of a mine shall cause such workmen and supervisors to be trained in the use and maintenance of mine rescue equipment as the District Inspector may deem necessary.

Responsi-
bility in
mine rescue
operations.

- (5) The mine manager shall be responsible for the supervision and direction of mine rescue crews in all mine rescue and recovery operations conducted at the mine.

Costs to be
paid out of
Consolidated
Revenue
Fund.

- (6) The cost of establishing, maintaining and operating mine rescue stations shall be paid out of the Consolidated Revenue Fund.

Workmen's
Compensa-
tion Board
to reimburse
Consolidated
Revenue
Fund.

- (7) The Workmen's Compensation Board shall at the end of each quarter year reimburse the Consolidated Revenue Fund from moneys assessed and levied by the Board against employers in the mining industry for the total amount certified by the Deputy Minister to have been paid out under subsection 6.

SECTION 8. At the present time mine rescue stations are supervised by the Department of Mines and all funds required are provided by the Workmen's Compensation Board from moneys collected from the mining industry.

Hereafter mine rescue stations will be entirely under the control of the Department and the mine rescue officers will be civil servants. All funds required will be paid out of the Consolidated Revenue Fund in the first instance.

SECTION 9. Section 157 of the Act requires dangerous, unused or abandoned mines to be fenced. If the owner fails to fence the work may be done by the Department and a lien registered against the land to cover the cost.

The new subsection will enable the Minister to discharge the lien on such terms as he deems proper in order that such lands may be transferred with a good title.

SECTION 10. The section is re-enacted in a simplified form in order to facilitate administration.

- (8) All moneys received from the sale or disposal of any equipment, buildings or machinery forming part of or appertaining to mine rescue stations shall be paid to the Workmen's Compensation Board and shall be placed to the credit of the class funds of the employers in the mining industry. Disposal of equipment, etc.

- (2) This section shall be deemed to have come into force on the 1st day of January, 1949. Commencement of section.

9.—(1) Section 157 of *The Mining Act*, as re-enacted by section 13 of *The Mining Amendment Act, 1948*, is amended by adding thereto the following subsection: Rev. Stat., c. 47, s. 157 (1948, c. 56, s. 13), amended.

- (5) Notwithstanding subsections 3 and 4, the Minister, either without payment or on such terms and conditions as he may deem proper, may cause a cessation of charge to be registered in the proper registry or land titles office, and thereupon the lien and charge registered under subsection 3 shall be void and of no effect. Discharge of fencing liens.

- (2) All cessations of lien and charge within the meaning of this section heretofore registered are ratified and confirmed. Cessations ratified.

10. Section 180 of *The Mining Act*, as amended by section 17 of *The Mining Amendment Act, 1948*, is repealed and the following substituted therefor: Rev. Stat., c. 47, s. 180, re-enacted.

180. The Minister, out of moneys appropriated for the purpose, may establish, maintain and operate assaying and testing laboratories for sampling, assaying, testing, analysing or determining rocks, ores, minerals and other substances. Assaying and testing laboratories.

11. This Act may be cited as *The Mining Amendment Act, 1949*. Short title.

BILL

An Act to amend The Mining Act.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. FROST

No. 86

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Mining Act.

MR. FROST

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



BILL

An Act to amend The Mining Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Section 47 of *The Mining Act*, as amended by Rev. Stat., c. 47, s. 47. section 3 of *The Mining Amendment Act, 1939*, is repealed re-enacted. and the following substituted therefor:

- 47.—(1) Mining lands in a Provincial Forest shall not Mining land in Provincial Forest not to be sold. be sold or granted but a lease of the same may be made for a period not exceeding ten years at a rental payable in advance of \$1 per acre for the first year and twenty-five cents per acre for each subsequent year, but the minimum rental shall be \$10 for the first year and \$4 for each subsequent year.
- (2) Every such lease shall be renewable in perpetuity Lease renewable. for periods of ten years at such rental as the Minister may in each case determine and shall date from the day following the expiration of the lease or the last renewal thereof provided the application therefor is made within ninety days of the expiration of the lease or the last renewal thereof or such further period as the Minister may, in the circumstances of the case, deem proper.
- (3) Where payment of the rental under any such lease Termination of lease for arrears of rent. is in arrears for two years or more, the lease may be terminated by an instrument in writing.
- (4) Where a lease has not been renewed under subsection 2 or where a lease has been terminated under subsection 3, a notice of termination of the lease may be sent to the mining recorder for the mining division in which the lands covered by the lease are situate and to the local master of titles at the land titles office in which instruments affecting the lands covered by the lease may be registered and such officials shall make a record of such notice upon the records of their offices relating to the title to such lands. Notice of termination of lease.

Lands vested
in Crown on
termination
of lease.

- (5) When any lease is terminated under this section such lease and all rights and powers therein contained as well as all rights and claims of the lessee, his successors or assigns in or to the lands covered by the lease shall cease and such lands shall be vested in the Crown freed and discharged from every claim and shall not be open for prospecting, staking out or leasing until re-opened by the Lieutenant-Governor in Council.

Expired
lease may
be renewed.

- (2) Every lease of mining lands in a Provincial Forest which has expired and has not been terminated before this Act comes into force may be renewed within ninety days after this Act comes into force and the renewal shall be dated the day following the expiration of the lease or the last renewal thereof.

Rev. Stat.,
c. 47, s. 57,
subs. 3,
amended.

2. Subsection 3 of section 57 of *The Mining Act*, as amended by subsection 1 of section 6 of *The Mining Amendment Act, 1939*, is further amended by striking out the words "and an applicant for a free grant shall also file an affidavit in the prescribed form showing his right thereto" in the sixteenth, seventeenth and eighteenth lines, so that the subsection shall read as follows:

Licensee's
affidavit to
accompany
application.

- (3) The application and sketch or plan shall be accompanied by an affidavit, in the prescribed form, made by the licensee who staked out the claim, showing the date of the staking out and stating that the distances given in the application and sketch or plan are as accurate as they could reasonably be ascertained and that all the other statements and particulars set forth and shown in the application and sketch or plan are true and correct, that at the time of staking out there was nothing upon the lands to indicate that they were not open to be staked out as a mining claim, that the deponent verily believes they were so open and that the staking out is valid and should be recorded, and that there are upon the lands or the lot or part lot or section of which they form a part, no buildings, clearing or improvements for farming or other purposes except as set forth in the affidavit, and if any misstatement is made in the affidavit respecting buildings, clearing or improvements the Minister, upon the recommendation of the Judge, may disallow the application and direct the recording of the claim to be cancelled.

3. Subsection 3 of section 78 of *The Mining Act*, as re-enacted by section 10 of *The Mining Amendment Act, 1947*, is amended by inserting after the word "log" in the thirteenth line the words "in duplicate", so that the subsection shall read as follows:

- (3) The recorded holder of a mining claim shall, not later than ten days after each of the periods specified, make a report in the prescribed form as to the work done or caused to be done by him during such period, verified by affidavit in the prescribed form, and the report shall show in detail,—

- (a) the location, nature and extent of the work;
- (b) the names and addresses of the men who performed the work; and
- (c) the dates upon which each man worked in its performance,

and in the case of diamond or other core drilling, the report shall be accompanied by a core log in duplicate indicating the footages of the rock types encountered, and the angle and direction of the drill hole.

4. Subsection 3 of section 78a of *The Mining Act*, as re-enacted by subsection 1 of section 9 of *The Mining Amendment Act, 1948*, is repealed and the following substituted therefor:

- (3) Boring by a diamond or other core drill shall count as work,—
- (a) where the core from the drill is less than 7/8 of an inch in diameter, at the rate of one day's work for each two feet of boring; and
 - (b) where the core from the drill is 7/8 of an inch or more in diameter, at the rate of one day's work for each foot of boring.

5. Section 97 of *The Mining Act* is repealed.

Rev. Stat.,
c. 47, s. 97,
repealed.

6. Subsection 3 of section 107 of *The Mining Act* is repealed.

Rev. Stat.,
c. 47, s. 107,
subs. 3,
repealed.

7. Clause d of subsection 1 of section 150 of *The Mining Act*, as re-enacted by section 13 of *The Mining Amendment Act, 1948*, is repealed and the following substituted therefor:

Rev. Stat.,
c. 47, s. 150,
subs. 1,
cl. d (1948,
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tendent."

- (d) "Rescue Station Superintendent" shall mean a person in charge of a mine rescue station.

Rev. Stat.,
c. 47, s. 152
(1948, c. 56,
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8.—(1) Section 152 of *The Mining Act*, as re-enacted by section 13 of *The Mining Amendment Act, 1948*, is repealed and the following substituted therefor:

MINE RESCUE STATIONS.

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- 152.—(1) Mine rescue stations shall be established, equipped, operated and maintained at such places and in such manner as the Minister may direct.

Mine rescue
officers.

- (2) The Lieutenant-Governor in Council may appoint such mine rescue officers as may be deemed advisable.

Duties of
mine rescue
officers.

- (3) The equipment and operation of mine rescue stations shall be in charge of such mine rescue officers and it shall be the duty of such officers to teach and train mine rescue crews and supervisors in the use and maintenance of the apparatus in such manner as the Chief Inspector may direct, to maintain the apparatus in efficient and workable condition so as to be available for immediate use, and to perform such other duties as the Chief Inspector may deem necessary.

Duty of
owner, agent
and manager
as to training
of rescue
crews.

- (4) The owner, agent or manager of a mine shall cause such workmen and supervisors to be trained in the use and maintenance of mine rescue equipment as the District Inspector may deem necessary.

Responsi-
bility in
mine rescue
operations.

- (5) The mine manager shall be responsible for the supervision and direction of mine rescue crews in all mine rescue and recovery operations conducted at the mine.

Costs to be
paid out of
Consolidated
Revenue
Fund.

- (6) The cost of establishing, maintaining and operating mine rescue stations shall be paid out of the Consolidated Revenue Fund.

Workmen's
Compensa-
tion Board
to reimburse
Consolidated
Revenue
Fund.

- (7) The Workmen's Compensation Board shall at the end of each quarter year reimburse the Consolidated Revenue Fund from moneys assessed and levied by the Board against employers in the mining industry for the total amount certified by the Deputy Minister to have been paid out under subsection 6.

- (8) All moneys received from the sale or disposal of any equipment, buildings or machinery forming part of or appertaining to mine rescue stations shall be paid to the Workmen's Compensation Board and shall be placed to the credit of the class funds of the employers in the mining industry. Disposal of equipment, etc.

- (2) This section shall be deemed to have come into force on the 1st day of January, 1949. Commencement of section.

9.—(1) Section 157 of *The Mining Act*, as re-enacted by section 13 of *The Mining Amendment Act, 1948*, is amended by adding thereto the following subsection: Rev. Stat., c. 47, s. 157 (1948, c. 56, s. 13), amended.

- (5) Notwithstanding subsections 3 and 4, the Minister, either without payment or on such terms and conditions as he may deem proper, may cause a cessation of charge to be registered in the proper registry or land titles office, and thereupon the lien and charge registered under subsection 3 shall be void and of no effect. Discharge of fencing liens.

- (2) All cessations of lien and charge within the meaning of this section heretofore registered are ratified and confirmed. Cessations ratified.

10. Section 180 of *The Mining Act*, as amended by section 17 of *The Mining Amendment Act, 1948*, is repealed and the following substituted therefor: Rev. Stat., c. 47, s. 180, re-enacted.

180. The Minister, out of moneys appropriated for the purpose, may establish, maintain and operate assaying and testing laboratories for sampling, assaying, testing, analysing or determining rocks, ores, minerals and other substances. Assaying and testing laboratories.

11. This Act may be cited as *The Mining Amendment Act, 1949*. Short title.

BILL

An Act to amend The Mining Act.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 22nd, 1949

Mr. Frost

No. 87

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Agricultural Development Finance Act.

MR. FROST

TORONTO
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EXPLANATORY NOTES

SECTION 1. Section 4 is as it appeared in the original Act passed in 1921. In part it empowers the Treasurer of Ontario, with the approval of the Lieutenant-Governor in Council, to appoint such officers as he deems necessary for the carrying out of the Act. This power is deleted in order to bring such appointments under the general procedures of *The Public Service Act, 1947*. Otherwise the section is unchanged.

SECTION 2. These provisions are designed to remove doubts as to the status of the persons mentioned and as to the legality of the pensions mentioned.

No. 87

1949

BILL

An Act to amend The Agricultural Development Finance Act.

HIS Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 4 of *The Agricultural Development Finance Act* Rev. Stat., c. 77, s. 4, re-enacted. is repealed and the following substituted therefor:

4. All expenses incurred in the administration of this Expenses and revenues. Act shall be paid out of, and all revenue paid into the Consolidated Revenue Fund.

2.—(1) The persons now on the permanent staff of the Province of Ontario Savings Office shall be deemed to have Status of employees clarified. been validly appointed and to be employees within the meaning of *The Public Service Act, 1947*. 1947, c. 89.

(2) Any annual allowance now being paid under *The Public Service Act, 1947* to or in respect of any person formerly on the permanent staff of the Province of Ontario Savings Office is validated and confirmed. Pensions validated.

3. This Act shall come into force on the day it receives the Commencement of Act. Royal Assent.

4. This Act may be cited as *The Agricultural Development Finance Amendment Act, 1949*. Short title.

BILL

An Act to amend The Agricultural
Development Finance Act.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. FROST

No. 87

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Agricultural Development Finance Act.

MR. FROST

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No. 87

1949

BILL

An Act to amend The Agricultural Development Finance Act.

HIS Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 4 of *The Agricultural Development Finance Act* is repealed and the following substituted therefor: Rev. Stat., c. 77, s. 4, re-enacted.

4. All expenses incurred in the administration of this Act shall be paid out of, and all revenue paid into the Consolidated Revenue Fund. Expenses and revenues.

2.—(1) The persons now on the permanent staff of the Province of Ontario Savings Office shall be deemed to have been validly appointed and to be employees within the meaning of *The Public Service Act, 1947*. Status of employees clarified. 1947, c. 89.

(2) Any annual allowance now being paid under *The Public Service Act, 1947* to or in respect of any person formerly on the permanent staff of the Province of Ontario Savings Office is validated and confirmed. Pensions validated.

3. This Act shall come into force on the day it receives the Royal Assent. Commencement of Act.

4. This Act may be cited as *The Agricultural Development Finance Amendment Act, 1949*. Short title.

BILL

An Act to amend The Agricultural
Development Finance Act.

1st Reading

February 22nd, 1949

** 2nd Reading*

February 25th, 1949

3rd Reading

March 7th, 1949

MR. FROST

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Agricultural Development Act.

MR. FROST

EXPLANATORY NOTES

SECTION 1. Section 23, which authorizes the Agricultural Development Board to engage valuers, officers, clerks, etc., is repealed in order to bring such appointments under the general administrative procedures of *The Public Service Act, 1947*.

SECTION 2. The clause repealed authorizes the Agricultural Development Board to make regulations respecting the "duties of the staff and of the other persons employed by the Board." It is desirable to bring such matters under the general administrative procedures of *The Public Service Act, 1947*.

SECTION 3. Subsection 1 of this section is designed to remove doubts as to the status of the Assistant Commissioner of Agricultural Loans who functioned from June, 1937, to April, 1948. The office is now vacant.

Subsection 2 is designed to ensure that the assets of the former Agricultural Development Board have been vested in the Commissioner of Agricultural Loans, who has functioned since August, 1935.

SECTION 4. These provisions are designed to remove doubts as to the status of the persons mentioned and as to the legality of the pensions mentioned.

No. 88

1949

BILL

An Act to amend The Agricultural Development Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 23 of *The Agricultural Development Act* is repealed. Rev. Stat., c. 78, s. 23, repealed.

2. Clause *b* of section 25 of *The Agricultural Development Act* is repealed. Rev. Stat., c. 78, s. 25, cl. *b*, repealed.

3.—(1) Section 26 of *The Agricultural Development Act* is amended by adding thereto the following subsection: Rev. Stat., c. 78, s. 26, amended.

(1*a*) The Lieutenant-Governor in Council may from time to time appoint an Assistant Commissioner of Agricultural Loans who shall have and may exercise and perform all the powers, rights, duties and obligations of the Commissioner of Agricultural Loans. Assistant Commissioner.

(2) Subsection 3 of the said section 26 is repealed and the following substituted therefor: Rev. Stat., c. 78, s. 26, subs. 3, re-enacted.

(3) Upon the appointment of a Commissioner of Agricultural Loans all the assets of the Board shall be vested in the Commissioner and all the powers, rights, duties and obligations of the Board shall thereafter be performed by the Commissioner, and wherever the Board is referred to thereafter such reference shall be taken as referring to the Commissioner. Transfer from Board to Commissioner.

4.—(1) The persons now on the permanent staff of the Commissioner of Agricultural Loans shall be deemed to have been validly appointed and to be employees within the meaning of *The Public Service Act, 1947*. Status of employees clarified. 1947, c. 89.

(2) Any annual allowance now being paid under *The Public Service Act, 1947* to or in respect of any person formerly on the permanent staff of the Commissioner of Agricultural Loans or the Agricultural Development Board is validated and confirmed. Pensions validated.

Commence-
ment of Act; **5.**—(1) This Act, except section 3, shall come into force on the day it receives the Royal Assent.

of s. 3.
subs. 1; (2) Subsection 1 of section 3 shall be deemed to have come into force on the 23rd day of June, 1937.

of s. 3.
subs. 2. (3) Subsection 2 of section 3 shall be deemed to have come into force on the 22nd day of August, 1935.

Short title. **6.** This Act may be cited as *The Agricultural Development Amendment Act, 1949*.

SECTION 5—Subsections 2 and 3. See note to section 3 of the bill.

BILL

An Act to amend The Agricultural
Development Act.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. FROST

No. 88

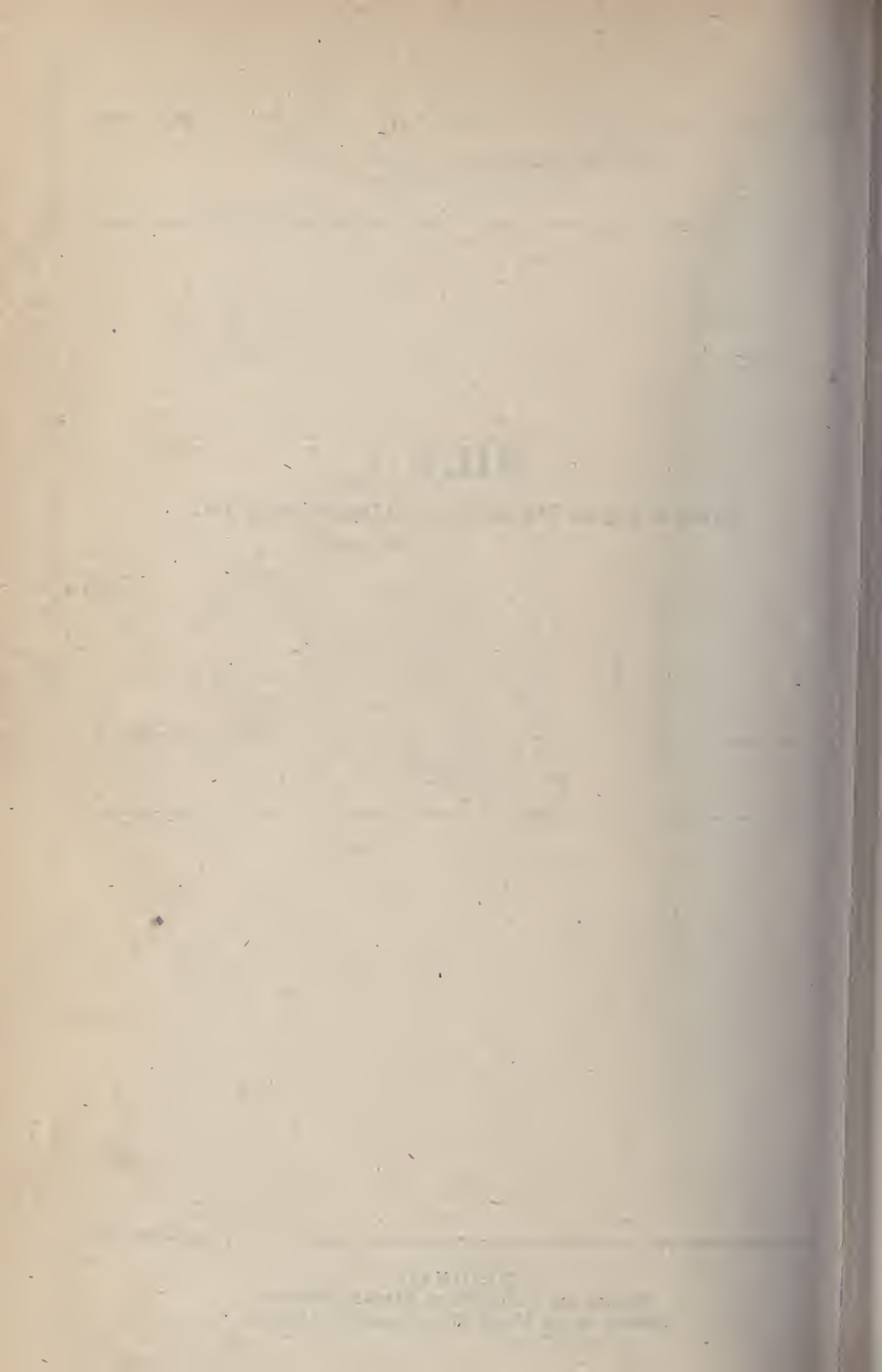
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13 GEORGE VI, 1949

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TORONTO
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No. 88

1949

BILL

An Act to amend The Agricultural Development Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 23 of *The Agricultural Development Act* is repealed. Rev. Stat., c. 78, s. 23, repealed.

2. Clause *b* of section 25 of *The Agricultural Development Act* is repealed. Rev. Stat., c. 78, s. 25, cl. *b*, repealed.

3.—(1) Section 26 of *The Agricultural Development Act* is amended by adding thereto the following subsection: Rev. Stat., c. 78, s. 26, amended.

(1*a*) The Lieutenant-Governor in Council may from time to time appoint an Assistant Commissioner of Agricultural Loans who shall have and may exercise and perform all the powers, rights, duties and obligations of the Commissioner of Agricultural Loans. Assistant Commissioner.

(2) Subsection 3 of the said section 26 is repealed and the following substituted therefor: Rev. Stat., c. 78, s. 26, subs. 3, re-enacted.

(3) Upon the appointment of a Commissioner of Agricultural Loans all the assets of the Board shall be vested in the Commissioner and all the powers, rights, duties and obligations of the Board shall thereafter be performed by the Commissioner, and wherever the Board is referred to thereafter such reference shall be taken as referring to the Commissioner. Transfer from Board to Commissioner.

4.—(1) The persons now on the permanent staff of the Commissioner of Agricultural Loans shall be deemed to have been validly appointed and to be employees within the meaning of *The Public Service Act, 1947*. Status of employees clarified. 1947, c. 89.

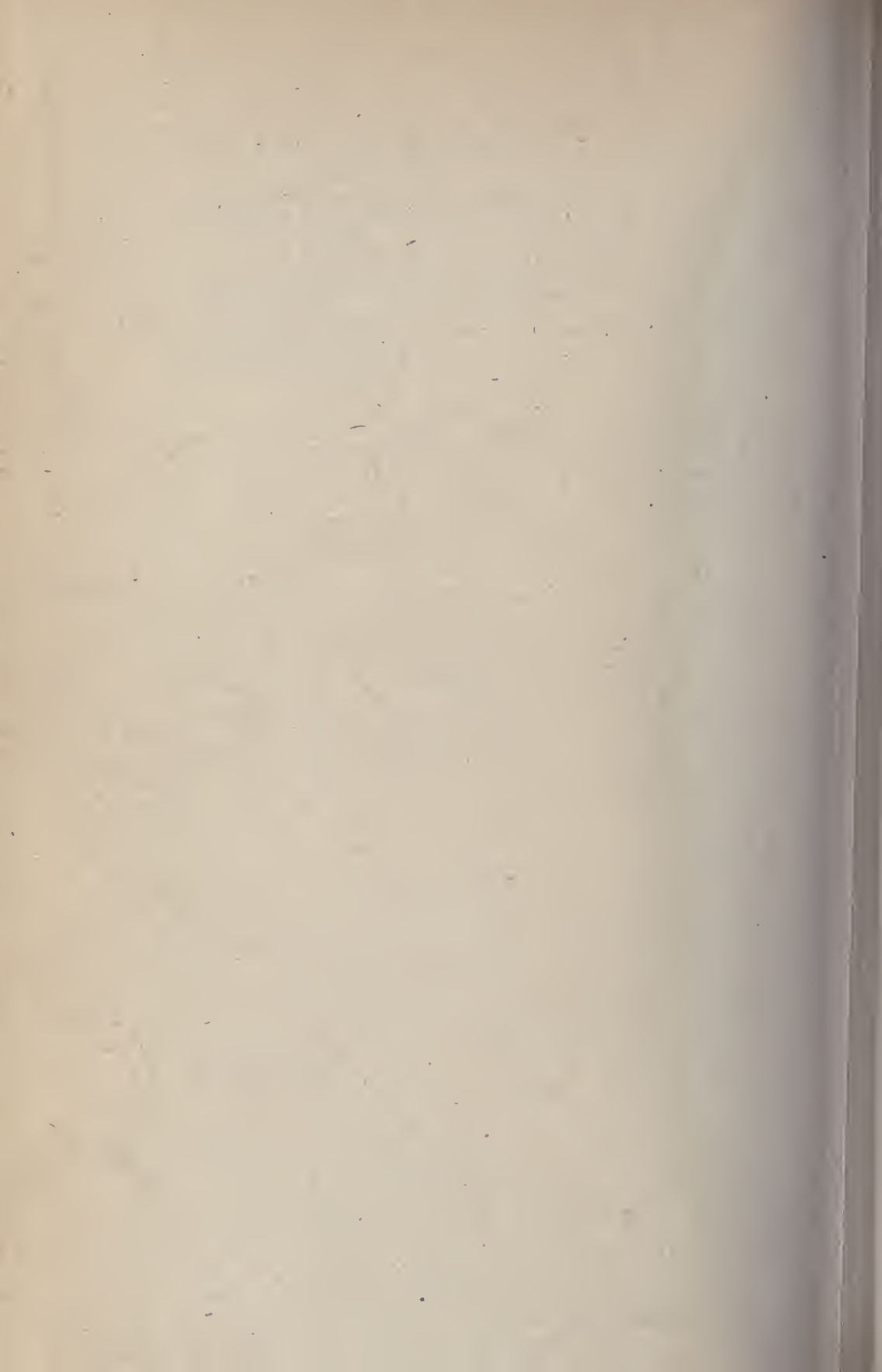
(2) Any annual allowance now being paid under *The Public Service Act, 1947* to or in respect of any person formerly on the permanent staff of the Commissioner of Agricultural Loans or the Agricultural Development Board is validated and confirmed. Pensions validated.

Commence- **5.—**(1) This Act, except section 3, shall come into force
ment of Act; on the day it receives the Royal Assent.

of s. 3, (2) Subsection 1 of section 3 shall be deemed to have come
subs. 1; into force on the 23rd day of June, 1937.

of s. 3, (3) Subsection 2 of section 3 shall be deemed to have come
subs. 2. into force on the 22nd day of August, 1935.

Short title. **6.** This Act may be cited as *The Agricultural Development
Amendment Act, 1949.*



BILL

An Act to amend The Agricultural
Development Act.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 7th, 1949

MR. FROST

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Niagara Parks Act, 1949.

MR. DALEY

EXPLANATORY NOTES

GENERAL. The Act has not been revised since 1927 and is now greatly out of date.

The bill is designed to bring the Act into line with present day conditions and to enable the Commission to operate efficiently and effectively.

Reference to the foot note at the end of each provision indicates the predecessor of the provision in the present Act.

SECTION 2. The present Act provides for a Commission of not less than five in number.

No. 89

1949

BILL

The Niagara Parks Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Inter-
pretation,—

- (a) "Commission" means The Niagara Parks Commission, a corporation constituted under *The Queen Victoria Niagara Falls Park Act, 1887*, and taking its present name under *The Niagara Parks Act, 1927*; <sup>1887, c. 13.
1927, c. 24.</sup> "Commission";

- (b) "Parks" means Queen Victoria Park, Queenston Heights Park, Niagara River Parkways, Butler's Burying Ground, Drummond Hill Burying Ground and Lundy's Lane Battle Field and Cemetery and all other land heretofore or hereafter vested in or placed under the control of the Commission, including roads and boulevards and any interest in land and land covered with water. R.S.O. 1937, c. 93, s. 1, *amended*. "Parks"

2.—(1) The Commission is continued as a corporation with the objects, powers and duties prescribed in this Act. ^{Commission continued.}

(2) The Commission shall be composed of not more than eight members appointed by the Lieutenant-Governor in Council. ^{Composition.}

(3) The Lieutenant-Governor in Council may designate one of the members of the Commission as chairman. ^{Chairman.}

(4) Vacancies in the membership of the Commission may be filled by the Lieutenant-Governor in Council. ^{Vacancies.}

(5) The members of the Commission shall not be entitled to receive any remuneration or other compensation for their services except their actual expenses. ^{Compensation.}

(6) Notwithstanding *The Legislative Assembly Act* any member of the Assembly may be appointed as a member of <sup>Members of Assembly.
Rev. Stat.,
c. 12.</sup>

the Commission and be entitled to act as such without thereby vacating or forfeiting his seat or incurring any other penalty for sitting or voting as a member of the Assembly. R.S.O. 1937, c. 93, s. 2, *amended*.

General
powers and
duties.

3. It shall be the duty of the Commission to manage, control and develop the Parks and to further these objects the Commission may,—

- (a) lay out, plant and enclose the Parks;
- (b) construct and pull down buildings and structures;
- (c) construct and operate incline railways, aerial cars, lifts and works to assist the public in reaching and viewing the points of interest in the Parks;
- (d) construct or acquire by purchase, lease or otherwise and operate bridges over the Niagara River, and for that purpose enter into agreement with any authority having control of the territory beyond the International Boundary required for any such bridge, or enter into agreement for the joint construction and operation by the Commission and such authority of any such bridge;
- (e) construct and operate golf courses, bowling greens and swimming pools;
- (f) construct and operate restaurants, refreshment booths and stands for the sale of souvenirs and other wares;
- (g) construct and maintain toilet and other facilities for the convenience of the public;
- (h) acquire and operate buses and other vehicles for use in connection with the Parks;
- (i) acquire and operate boats for use in connection with the Parks;
- (j) operate a school for the training of apprentice gardeners;
- (k) make agreements with persons with respect to the establishment or operation by them of any works or services in connection with the Parks;
- (l) appoint such auditors, officers, clerks, keepers, gardeners and other persons as may be required;

SECTION 3. The general powers and duties of the Commission set out in this section have been thoroughly revised in order to accord with fact.

SECTION 4. Unchanged in principle.

SECTION 5. Unchanged in principle.

SECTION 6. Unchanged in principle.

- (m) receive and take from any person by grant, gift, devise, bequest or otherwise, any property, real or personal, or any interest therein;
- (n) make grants of money and provide services for educational purposes or for any purpose that may serve to publicize or foster interest in the Parks; and
- (o) make such by-laws, rules and orders as may be deemed expedient for the constitution of the Commission and the administration of its affairs and do such other things as may be necessary or advisable to properly exercise its powers and discharge its duties. R.S.O. 1937, c. 93, s. 8, *amended*.

4.—(1) With the approval of the Lieutenant-Governor in Council the Commission may borrow money to meet its indebtedness accruing due, or for purchasing or otherwise acquiring real or personal property, or making improvements, or for any other purpose of the Commission, and may issue bonds, debentures, notes or other securities to provide for the repayment of any moneys so borrowed, and such securities may be payable at such times and in such manner and at such place or places in Canada or elsewhere, and may bear such interest as the Commission may deem proper. Issue of securities.

(2) The Lieutenant-Governor in Council may authorize the Treasurer of Ontario for and on behalf of Ontario to guarantee the payment of any securities issued by the Commission for any of the purposes mentioned in subsection 1. R.S.O. 1937, c. 93, s. 7, *amended*. Guaranteeing securities.

5. The Lieutenant-Governor in Council may, subject to such conditions as he may deem proper, vest in the Commission any portion of the foreshore or bed of the Niagara River or land covered with water in the Niagara River that lies in front of the Parks and that is the property of the Crown in right of Ontario. R.S.O. 1937, c. 93, s. 26, *amended*. Foreshore and river bed.

6. Subject to the approval of the Lieutenant-Governor in Council the Commission may,— Acquisition of land.

- (a) acquire by purchase, lease or otherwise;
- (b) without the consent of the owner, enter upon, take and expropriate; and
- (c) sell or otherwise dispose of,

any land or any interest in land. R.S.O. 1937, c. 93, s. 4 (1), *amended*.

Expropria-
tion.

Rev. Stat.,
c. 54.

7.—(1) The Commission in the exercise of its powers to take land compulsorily shall have all the powers conferred by *The Public Works Act* on the Minister of Public Works in relation to a public work, and in the application of this section where the words "the Minister", "the Department" or "the Crown" appear in such Act they shall, where the context permits, mean the Commission.

Mode of
perfecting
title.

Rev. Stat.,
c. 54.

(2) The Commission shall proceed in the manner provided by *The Public Works Act* where the Minister of Public Works enters upon, takes or uses land or property for the use of Ontario and all the provisions of that Act shall apply *mutatis mutandis*.

Procedure.

(3) Upon the deposit in the proper registry or land titles office of a plan and description of the land acquired by the Commission, signed by the chairman of the Commission and by an Ontario land surveyor, the land so described shall thereupon vest in the Commission. R.S.O. 1937, c. 93, s. 6, *amended*.

Highways.

8.—(1) Notwithstanding any general or special Act the Lieutenant-Governor in Council may vest any highway in any municipality in the Commission and thereafter the Commission shall have exclusive jurisdiction over it.

Idem.

(2) The Commission and the corporation of any municipality may enter into agreement as to the acquisition by the Commission or by the municipality of any highway or any land therefor or as to the establishing, laying out, opening, grading, paving, altering, constructing, reconstructing, maintaining or repairing of any highway, including the cost or the apportionment of the cost of the same and the payment thereof. R.S.O. 1937, c. 93, ss. 4 *part*, 5, 18, *amended*.

Compensa-
tion payable
by munic-
ipality.

(3) Every agreement entered into under subsection 2 shall provide that the cost of any lands acquired pursuant thereto and all compensation payable in respect of such acquisition or for injurious affection to lands by reason of any work undertaken under any such agreement shall be borne and paid solely by the corporation of the municipality entering into the agreement. R.S.O. 1937, c. 93, s. 18 (2).

Controlled
access
highways.

9.—(1) The Lieutenant-Governor in Council may designate any portion of any of the highways, roads, boulevards or parkways of the Commission as a controlled access highway.

Regulations.

(2) The Lieutenant-Governor in Council may, in respect of any portion of any such highway, road, boulevard or parkway so designated, make any regulation that he may make in respect of controlled access highways under *The Highway Improvement Act*. *New*.

Rev. Stat.,
c. 56.

SECTION 7. Unchanged in principle.

SECTION 8. Unchanged in principle.

SECTION 9. This section is new and is designed to enable reasonable control to be had over lands abutting the roads, parkways, etc. of the Commission.

SECTION 10. Unchanged in principle.

SECTION 11. Unchanged in principle.

SECTION 12. Unchanged in principle.

10.—(1) The Commission may enter into agreement with the corporation of any municipality that adjoins or is within three miles of the lands of the Commission as to any work of any of the characters or descriptions mentioned in *The Local Improvement Act*, and the Commission may agree to contribute any sum towards the cost of any work undertaken, either in cash or by annual or other instalments or otherwise, but the Commission shall not be liable in any way for assessment under *The Local Improvement Act*, for the cost of any such work, whether the lands abut directly on the work or otherwise, and the lands shall remain exempt from assessment and taxation. R.S.O. 1937, c. 93, s. 18 (3). Local improve-ment works. Rev. Stat., c. 269.

(2) It shall not be necessary to submit any agreement entered into under this section for the assent of the electors of the municipality, nor shall it be necessary to receive the assent of the electors of the municipality for the issue of debentures to defray the cost of the work undertaken under any such agreement. R.S.O. 1937, c. 93, s. 18 (3-7), *amended*. Assent of electors not required.

11. *The Public Vehicle Act* shall apply to the highways and public places of the Commission except that as to such highways and public places the Commission shall be deemed to be substituted for the Department of Highways and for the Lieutenant-Governor in Council, and the licence fees and tolls and the penalties imposed under that Act shall be payable to the Commission. R.S.O. 1937, c. 93, s. 13, *amended*. Application of Rev. Stat., c. 289.

12.—(1) Subject to any order of the Lieutenant-Governor in Council the Commission may continue to collect the revenues and rentals payable or collectible under the several agreements made between the Commission and the Canadian Niagara Power Company, Limited, the Ontario Power Company, the Electrical Development Company of Ontario, Limited and The Hydro-Electric Power Commission of Ontario. R.S.O. 1937, c. 93, s. 20, *amended*. Collection of water revenues and rentals.

(2) The Commission with the approval of the Lieutenant-Governor in Council may,— Agreements with companies as to developing power.

- (a) enter into agreement with any person to take water from the Niagara River or from the Niagara and Welland Rivers, at points within the Parks, for the purpose of enabling such person to generate power within the Parks, and to conduct and discharge the water through and across the Parks or otherwise in such manner, for such rental, and upon such terms and conditions as may be embodied in the agreement, and any such agreement may include provisions as to the removal or demolition of any

buildings or structures and the re-erection of the same, or the erection of other buildings or structures; and

- (b) renegotiate any existing agreement for the development of power from the Niagara River.

Confirmation of agreement.

(3) No agreement entered into or renegotiated under subsection 2 shall become operative until it is confirmed by resolution of the Assembly. R.S.O. 1937, c. 93, s. 33, *amended*.

Bridges over Niagara River.

13. With the approval of the Lieutenant-Governor in Council the Commission, upon terms to be agreed upon, may grant any rights over or in respect of lands of the Commission that may be required for the purpose of building any new bridge over the Niagara River or of confirming the present occupation of land by any presently existing bridge company, but nothing in this section shall authorize the granting of any such rights over or in respect of Queen Victoria Park. R.S.O. 1937, c. 93, s. 31, *amended*.

Application of revenue.

14.—(1) All moneys received by the Commission shall be applied to,—

- (a) operating expenses;
- (b) payment of interest on indebtedness; and
- (c) repayment of principal moneys borrowed.

Surplus money.

(2) Any surplus moneys shall, on the order of the Lieutenant-Governor in Council, be paid to the Treasurer of Ontario and shall form part of the Consolidated Revenue Fund. R.S.O. 1937, c. 93, s. 21, *amended*.

Books of account.

15. The Commission shall cause books to be kept and true and regular accounts to be entered therein of all moneys received and paid and of the several purposes for which the same were received and paid, and such books shall be open to the inspection of any member of the Commission, the Treasurer of Ontario or any person appointed by the Commission or Treasurer for that purpose, and any such person may make copies of or take extracts from the books. R.S.O. 1937, c. 93, s. 15, *amended*.

Security by officers.

16. Every person who is entrusted by the Commission with the custody or control of money in the course of his employment shall give security in the manner and form provided by *The Public Officers Act*. R.S.O. 1937, c. 93, s. 16, *amended*.

Rev. Stat., c. 16.

SECTION 13. Unchanged in principle.

SECTION 14. Unchanged in principle.

SECTION 15. Unchanged in principle.

SECTION 16. Unchanged in principle.

SECTION 17. Unchanged in principle.

SECTION 18. This has been changed to bring it into line with the practice recently adopted in the Provincial Secretary's Department in order to establish uniform practices with respect to annual reports.

SECTION 19. This section has been thoroughly revised in order to ensure that the Commission has adequate power to make such regulations as it may deem necessary for its purposes. No regulation is effective unless and until approved by the Lieutenant-Governor in Council.

17. The books and records of the Commission shall be ^{Audit.} examined annually by the Provincial Auditor or such other auditor as may be designated by the Lieutenant-Governor in Council. R.S.O. 1937, c. 93, s. 17 (2), *amended*.

18.—(1) The Commission shall after the close of each ^{Annual report,—} fiscal year of the Commission file with the Provincial Secretary an annual report setting forth the revenue and expenditure of the year as shown by the audited statement and such other matters as may appear to be of public interest in relation to the Parks or as the Lieutenant-Governor in Council may direct.

(2) The Provincial Secretary shall submit the report to ^{to be laid before} the Lieutenant-Governor in Council and shall then lay the ^{Assembly.} report before the Assembly, if it is in session, or if not, at the next ensuing session. R.S.O. 1937, c. 93, s. 17 (1), *amended*.

19.—(1) The Commission, with the approval of the ^{Regulations.} Lieutenant-Governor in Council, may make regulations,—

- (a) regulating and governing the use by the public of the Parks and the works, vehicles, boats, services and things under the jurisdiction of the Commission;
- (b) providing for the protection and preservation from damage of the property of the Commission;
- (c) prescribing tolls for the occupation and use of Park lands and works, vehicles, boats, golf courses, bowling greens, swimming pools and services under the jurisdiction of the Commission, for opening and closing graves or any class thereof in any cemetery in the Parks, and for entrance to places of historical and scenic interest or any other occupation or uses of a similar nature;
- (d) prescribing permits designating privileges in connection with the use of the Parks or any part thereof and prescribing fees for such permits;
- (e) regulating and governing vehicular and pedestrian traffic in the Parks or any part thereof and prohibiting the use of any class or classes of vehicles in the Parks or any part thereof;
- (f) prohibiting or regulating and governing the erection, posting up or other display of notices, signs, sign boards and other advertising devices in the Parks or within one-quarter mile of any part thereof;

- (g) licensing, regulating and governing taxi-cabs and other vehicles for hire and the owners and drivers thereof, and prescribing fees for such licences;
- (h) licensing, regulating and governing guides and prescribing fees for such licences;
- (i) prescribing terms and conditions under which horses, dogs and other animals may be allowed in the Parks or any part thereof;
- (j) for imposing penalties not exceeding \$100 for any breach of any regulation.

Offences.

Rev. Stat.,
c. 136.

(2) Any offence against any regulation made under this Act shall be punishable under *The Summary Convictions Act* and the penalty for any such offence shall be payable to the Commission. R.S.O. 1937, c. 93, s. 10, *amended*.

Rights of
interment
not affected.

20. Nothing in this Act shall authorize the interference with any right to inter the body of any deceased person in any burying ground vested in the Commission and nothing in this Act shall confer the right to remove any body there interred. R.S.O. 1937, c. 93, s. 35, *amended*.

Present
members of
Commission.

21. The members of the Commission in office when this Act comes into force shall continue in office during pleasure.

Rev. Stat.,
c. 93; 1948,
c. 87, s. 8,
repealed.

22. *The Niagara Parks Act* and section 8 of *The Statute Law Amendment Act, 1948* are repealed.

Short title.

23. This Act may be cited as *The Niagara Parks Act, 1949*.

SECTION 20. Unchanged in principle.

BILL

The Niagara Parks Act, 1949.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. DALEY

No. 89

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Niagara Parks Act, 1949.

MR. DALEY

(Reprinted as amended in Committee of the Whole House.)

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

GENERAL. The Act has not been revised since 1927 and is now greatly out of date.

The bill is designed to bring the Act into line with present day conditions and to enable the Commission to operate efficiently and effectively.

Reference to the foot note at the end of each provision indicates the predecessor of the provision in the present Act.

SECTION 2. The present Act provides for a Commission of not less than five in number.

No. 89

1949

BILL

The Niagara Parks Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Inter-
pretation,—

- (a) "Commission" means, The Niagara Parks Commission, a corporation constituted under *The Queen Victoria Niagara Falls Park Act, 1887*, and taking its present name under *The Niagara Parks Act, 1927*; ^{1887, c. 13;} ^{1927, c. 24.} "Commission";

- (b) "Parks" means Queen Victoria Park, Queenston Heights Park, Niagara River Parkways, Butler's Burying Ground, Drummond Hill Burying Ground and Lundy's Lane Battle Field and Cemetery and all other land heretofore or hereafter vested in or placed under the control of the Commission, including roads and boulevards and any interest in land and land covered with water. R.S.O. 1937, c. 93, s. 1, *amended*. "Parks"

2.—(1) The Commission is continued as a corporation with the objects, powers and duties prescribed in this Act. ^{Commission continued.}

(2) The Commission shall be composed of not more than eight members appointed by the Lieutenant-Governor in Council. ^{Composition.}

(3) The Lieutenant-Governor in Council may designate one of the members of the Commission as chairman. ^{Chairman.}

(4) Vacancies in the membership of the Commission may be filled by the Lieutenant-Governor in Council. ^{Vacancies.}

(5) The members of the Commission shall not be entitled to receive any remuneration or other compensation for their services except their actual expenses. ^{Compensation.}

(6) Notwithstanding *The Legislative Assembly Act* any member of the Assembly may be appointed as a member of ^{Members of Assembly.} ^{Rev. Stat., c. 12.}

the Commission and be entitled to act as such without thereby vacating or forfeiting his seat or incurring any other penalty for sitting or voting as a member of the Assembly. R.S.O. 1937, c. 93, s. 2, *amended*.

General
powers and
duties.

3. It shall be the duty of the Commission to manage, control and develop the Parks and to further these objects the Commission may,—

- (a) lay out, plant and enclose the Parks;
- (b) construct and pull down buildings and structures;
- (c) construct and operate incline railways, aerial cars, lifts and works to assist the public in reaching and viewing the points of interest in the Parks;
- (d) construct or acquire by purchase, lease or otherwise and operate bridges over the Niagara River, and for that purpose enter into agreement with any authority having control of the territory beyond the International Boundary required for any such bridge, or enter into agreement for the joint construction and operation by the Commission and such authority of any such bridge;
- (e) construct and operate golf courses, bowling greens and swimming pools;
- (f) construct and operate restaurants, refreshment booths and stands for the sale of souvenirs and other wares;
- (g) construct and maintain toilet and other facilities for the convenience of the public;
- (h) acquire and operate buses and other vehicles for use in connection with the Parks;
- (i) acquire and operate boats for use in connection with the Parks;
- (j) operate a school for the training of apprentice gardeners;
- (k) make agreements with persons with respect to the establishment or operation by them of any works or services in connection with the Parks;
- (l) appoint such auditors, officers, clerks, keepers, gardeners and other persons as may be required;

SECTION 3. The general powers and duties of the Commission set out in this section have been thoroughly revised in order to accord with fact.

SECTION 4. Unchanged in principle.

SECTION 5. Unchanged in principle.

SECTION 6. Unchanged in principle.

- (m) receive and take from any person by grant, gift, devise, bequest or otherwise, any property, real or personal, or any interest therein;
- (n) make grants of money and provide services for educational purposes or for any purpose that may serve to publicize or foster interest in the Parks; and
- (o) make such by-laws, rules and orders as may be deemed expedient for the constitution of the Commission and the administration of its affairs and do such other things as may be necessary or advisable to properly exercise its powers and discharge its duties. R.S.O. 1937, c. 93, s. 8, *amended*.

4.—(1) With the approval of the Lieutenant-Governor in Council the Commission may borrow money to meet its indebtedness accruing due, or for purchasing or otherwise acquiring real or personal property, or making improvements, or for any other purpose of the Commission, and may issue bonds, debentures, notes or other securities to provide for the repayment of any moneys so borrowed, and such securities may be payable at such times and in such manner and at such place or places in Canada or elsewhere, and may bear such interest as the Commission may deem proper. Issue of securities.

(2) The Lieutenant-Governor in Council may authorize the Treasurer of Ontario for and on behalf of Ontario to guarantee the payment of any securities issued by the Commission for any of the purposes mentioned in subsection 1. R.S.O. 1937, c. 93, s. 7, *amended*. Guaranteeing securities.

5. The Lieutenant-Governor in Council may, subject to such conditions as he may deem proper, vest in the Commission any portion of the foreshore or bed of the Niagara River or land covered with water in the Niagara River that lies in front of the Parks and that is the property of the Crown in right of Ontario. R.S.O. 1937, c. 93, s. 26, *amended*. Foreshore and river bed.

6. Subject to the approval of the Lieutenant-Governor in Council the Commission may,— Acquisition of land.

- (a) acquire by purchase, lease or otherwise;
- (b) without the consent of the owner, enter upon, take and expropriate; and
- (c) sell or otherwise dispose of,

any land or any interest in land. R.S.O. 1937, c. 93, s. 4 (1), *amended*.

Expropria-
tion.

Rev. Stat.,
c. 54.

7.—(1) The Commission in the exercise of its powers to take land compulsorily shall have all the powers conferred by *The Public Works Act* on the Minister of Public Works in relation to a public work, and in the application of this section where the words "the Minister", "the Department" or "the Crown" appear in such Act they shall, where the context permits, mean the Commission.

Mode of
perfecting
title.

Rev. Stat.,
c. 54.

(2) The Commission shall proceed in the manner provided by *The Public Works Act* where the Minister of Public Works enters upon, takes or uses land or property for the use of Ontario and all the provisions of that Act shall apply *mutatis mutandis*.

Procedure.

(3) Upon the deposit in the proper registry or land titles office of a plan and description of the land acquired by the Commission, signed by the chairman of the Commission and by an Ontario land surveyor, the land so described shall thereupon vest in the Commission. R.S.O. 1937, c. 93, s. 6, *amended*.

Highways.

8.—(1) Notwithstanding any general or special Act the Lieutenant-Governor in Council may vest any highway in any municipality in the Commission and thereafter the Commission shall have exclusive jurisdiction over it.

Idem.

(2) The Commission and the corporation of any municipality may enter into agreement as to the acquisition by the Commission or by the municipality of any highway or any land therefor or as to the establishing, laying out, opening, grading, paving, altering, constructing, reconstructing, maintaining or repairing of any highway, including the cost or the apportionment of the cost of the same and the payment thereof. R.S.O. 1937, c. 93, ss. 4 *part*, 5, 18, *amended*.

Compensa-
tion payable
by municipi-
ality.

(3) Every agreement entered into under subsection 2 shall provide that the cost of any lands acquired pursuant thereto and all compensation payable in respect of such acquisition or for injurious affection to lands by reason of any work undertaken under any such agreement shall be borne and paid solely by the corporation of the municipality entering into the agreement. R.S.O. 1937, c. 93, s. 18 (2).

Controlled
access
highways.

9.—(1) The Lieutenant-Governor in Council may designate any portion of any of the highways, roads, boulevards or parkways of the Commission as a controlled access highway.

Regulations.

(2) The Lieutenant-Governor in Council may, in respect of any portion of any such highway, road, boulevard or parkway so designated, make any regulation that he may make in respect of controlled access highways under *The Highway Improvement Act*. *New*.

Rev. Stat.,
c. 56.

SECTION 7. Unchanged in principle.

SECTION 8. Unchanged in principle.

SECTION 9. This section is new and is designed to enable reasonable control to be had over lands abutting the roads, parkways, etc. of the Commission.

SECTION 10. Unchanged in principle.

SECTION 11. Unchanged in principle.

SECTION 12. Unchanged in principle.

10.—(1) The Commission may enter into agreement with the corporation of any municipality that adjoins or is within three miles of the lands of the Commission as to any work of any of the characters or descriptions mentioned in *The Local Improvement Act*, and the Commission may agree to contribute any sum towards the cost of any work undertaken, either in cash or by annual or other instalments or otherwise, but the Commission shall not be liable in any way for assessment under *The Local Improvement Act*, for the cost of any such work, whether the lands abut directly on the work or otherwise, and the lands shall remain exempt from assessment and taxation. R.S.O. 1937, c. 93, s. 18 (3), *amended*. Local improvement works. Rev. Stat., c. 269.

(2) It shall not be necessary to submit any agreement entered into under this section for the assent of the electors of the municipality, nor shall it be necessary to receive the assent of the electors of the municipality for the issue of debentures to defray the cost of the work undertaken under any such agreement. R.S.O. 1937, c. 93, s. 18 (7), *amended*. Assent of electors not required.

11. *The Public Vehicle Act* shall apply to the highways and public places of the Commission except that as to such highways and public places the Commission shall be deemed to be substituted for the Department of Highways and for the Lieutenant-Governor in Council, and the licence fees and tolls and the penalties imposed under that Act shall be payable to the Commission. R.S.O. 1937, c. 93, s. 13 (1), *amended*. Application of Rev. Stat., c. 239.

12.—(1) Subject to any order of the Lieutenant-Governor in Council the Commission may continue to collect the revenues and rentals payable or collectible under the several agreements made between the Commission and the Canadian Niagara Power Company, Limited, the Ontario Power Company, the Electrical Development Company of Ontario, Limited and The Hydro-Electric Power Commission of Ontario. R.S.O. 1937, c. 93, s. 20, *amended*. Collection of water revenues and rentals.

(2) The Commission with the approval of the Lieutenant-Governor in Council may,— Agreements with companies as to developing power.

- (a) enter into agreement with any person to take water from the Niagara River or from the Niagara and Welland Rivers, at points within the Parks, for the purpose of enabling such person to generate power within the Parks, and to conduct and discharge the water through and across the Parks or otherwise in such manner, for such rental, and upon such terms and conditions as may be embodied in the agreement, and any such agreement may include provisions as to the removal or demolition of any

buildings or structures and the re-erection of the same, or the erection of other buildings or structures; and

(b) renegotiate any existing agreement for the development of power from the Niagara River.

Confirmation of agreement.

(3) No agreement entered into or renegotiated under subsection 2 shall become operative until it is confirmed by resolution of the Assembly. R.S.O. 1937, c. 93, s. 33, *amended*.

Bridges over Niagara River.

13. With the approval of the Lieutenant-Governor in Council the Commission, upon terms to be agreed upon, may grant any rights over or in respect of lands of the Commission that may be required for the purpose of building any new bridge over the Niagara River or of confirming the present occupation of land by any presently existing bridge company, but nothing in this section shall authorize the granting of any such rights over or in respect of Queen Victoria Park. R.S.O. 1937, c. 93, s. 31, *amended*.

Application of revenue.

14.—(1) All moneys received by the Commission shall be applied in the discharge of its duties and obligations.

Surplus money.

(2) Any surplus moneys shall, on the order of the Lieutenant-Governor in Council, be paid to the Treasurer of Ontario and shall form part of the Consolidated Revenue Fund. R.S.O. 1937, c. 93, s. 21, *amended*.

Books of account.

15. The Commission shall cause books to be kept and true and regular accounts to be entered therein of all moneys received and paid and of the several purposes for which the same were received and paid, and such books shall be open to the inspection of any member of the Commission, the Treasurer of Ontario or any person appointed by the Commission or Treasurer for that purpose, and any such person may make copies of or take extracts from the books. R.S.O. 1937, c. 93, s. 15, *amended*.

Security by officers.

16. Every person who is entrusted by the Commission with the custody or control of money in the course of his employment shall give security in the manner and form provided by *The Public Officers Act*. R.S.O. 1937, c. 93, s. 16, *amended*.

Rev. Stat., c. 16.

Audit.

17. The books and records of the Commission shall be examined annually by the Provincial Auditor or such other auditor as may be designated by the Lieutenant-Governor in Council. R.S.O. 1937, c. 93, s. 17 (2), *amended*.

SECTION 13. Unchanged in principle.

SECTION 14. Unchanged in principle.

SECTION 15. Unchanged in principle.

SECTION 16. Unchanged in principle.

SECTION 17. Unchanged in principle.

SECTION 18. This has been changed to bring it into line with the practice recently adopted in the Provincial Secretary's Department in order to establish uniform practices with respect to annual reports.

SECTION 19. This section has been thoroughly revised in order to ensure that the Commission has adequate power to make such regulations as it may deem necessary for its purposes. No regulation is effective unless and until approved by the Lieutenant-Governor in Council.

18.—(1) The Commission shall after the close of each ^{Annual} fiscal year of the Commission file with the Provincial Secretary an annual report setting forth the revenue and expenditure of the year as shown by the audited statement and such other matters as may appear to be of public interest in relation to the Parks or as the Lieutenant-Governor in Council may direct. R.S.O. 1937, c. 93, s. 17 (1), *amended*.

(2) The Provincial Secretary shall submit the report to the Lieutenant-Governor in Council and shall then lay the report before the Assembly, ^{to be laid before Assembly.} if it is in session, or if not, at the next ensuing session. *New.*

19.—(1) The Commission, with the approval of the Lieutenant-Governor in Council, may make regulations, ^{Regulations.}—

- (a) regulating and governing the use by the public of the Parks and the works, vehicles, boats, services and things under the jurisdiction of the Commission;
- (b) providing for the protection and preservation from damage of the property of the Commission;
- (c) prescribing tolls for the occupation and use of Park lands and works, vehicles, boats, golf courses, bowling greens, swimming pools and services under the jurisdiction of the Commission, for opening and closing graves or any class thereof in any cemetery in the Parks, and for entrance to places of historical and scenic interest or any other occupation or uses of a similar nature;
- (d) prescribing permits designating privileges in connection with the use of the Parks or any part thereof and prescribing fees for such permits;
- (e) regulating and governing vehicular and pedestrian traffic in the Parks or any part thereof and prohibiting the use of any class or classes of vehicles in the Parks or any part thereof;
- (f) prohibiting or regulating and governing the erection, posting up or other display of notices, signs, sign boards and other advertising devices in the Parks or within one-quarter mile of any part thereof;
- (g) licensing, regulating and governing taxi-cabs and other vehicles for hire and the owners and drivers thereof, and prescribing fees for such licences;

- (h) licensing, regulating and governing guides and prescribing fees for such licences;
- (i) prescribing terms and conditions under which horses, dogs and other animals may be allowed in the Parks or any part thereof;
- (j) for imposing penalties not exceeding \$100 for any breach of any regulation.

Offences.

Rev. Stat.,
c. 136.

(2) Any offence against any regulation made under this Act shall be punishable under *The Summary Convictions Act* and the penalty for any such offence shall be payable to the Commission. R.S.O. 1937, c. 93, ss. 10, 11, *amended*.

Rights of
interment
not affected.

20. Nothing in this Act shall authorize the interference with any right to inter the body of any deceased person in any burying ground vested in the Commission and nothing in this Act shall confer the right to remove any body there interred. R.S.O. 1937, c. 93, s. 35, *amended*.

Present
members of
Commission.

21. The members of the Commission in office when this Act comes into force shall continue in office during pleasure.
New.

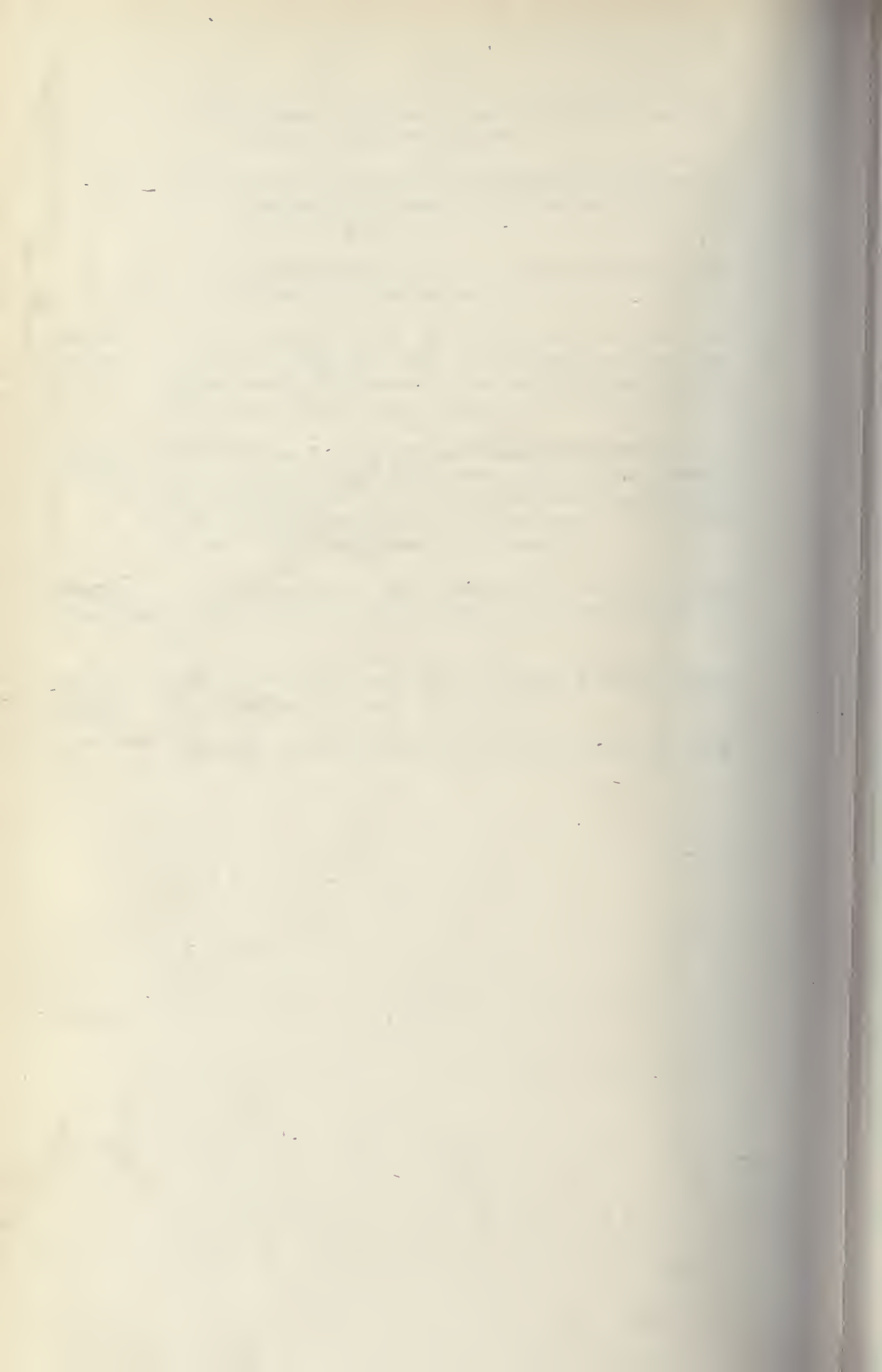
Rev. Stat.,
c. 93; 1948,
c. 87, s. 8,
repealed.

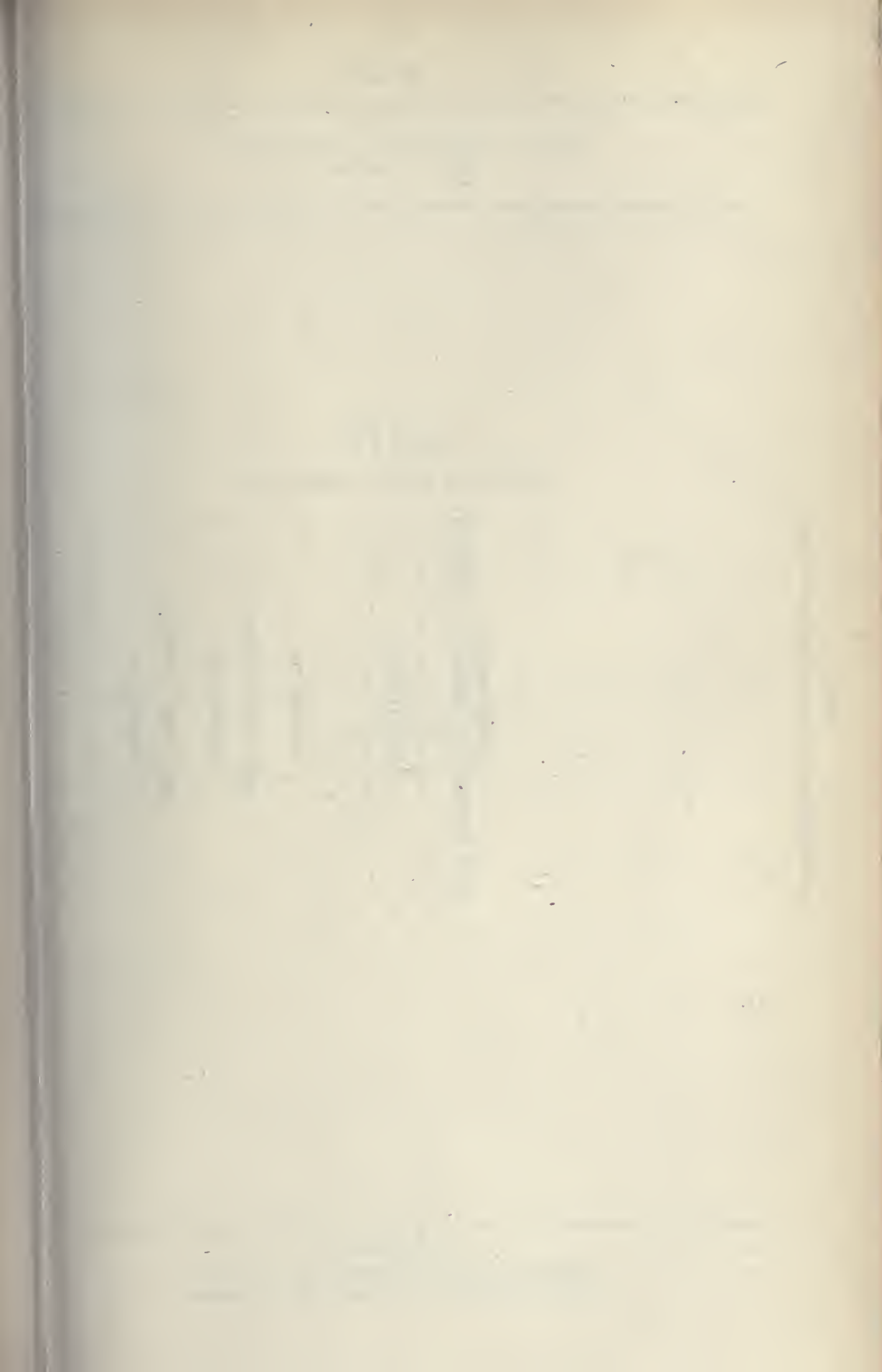
22. *The Niagara Parks Act* and section 8 of *The Statute Law Amendment Act, 1948* are repealed.

Short title.

23. This Act may be cited as *The Niagara Parks Act, 1949*.

SECTION 20. Unchanged in principle.





BILL

The Niagara Parks Act, 1949.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

MR. DALEY

*(Reprinted as amended in Committee of the
Whole House.)*

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Niagara Parks Act, 1949.

MR. DALEY

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MUSEUM OF NATURAL HISTORY
NEW YORK

No. 89

1949

BILL

The Niagara Parks Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Inter-
pretation,—

(a) "Commission" means The Niagara Parks Commission, a corporation constituted under *The Queen Victoria Niagara Falls Park Act, 1887*, and taking its present name under *The Niagara Parks Act, 1927*; ^{1887, c. 13} ^{1927, c. 24} "Commission";

(b) "Parks" means Queen Victoria Park, Queenston Heights Park, Niagara River Parkways, Butler's Burying Ground, Drummond Hill Burying Ground and Lundy's Lane Battle Field and Cemetery and all other land heretofore or hereafter vested in or placed under the control of the Commission, including roads and boulevards and any interest in land and land covered with water. R.S.O. 1937, c. 93, s. 1, *amended*. "Parks".

2.—(1) The Commission is continued as a corporation with the objects, powers and duties prescribed in this Act. ^{Commission continued.}

(2) The Commission shall be composed of not more than eight members appointed by the Lieutenant-Governor in Council. ^{Composition.}

(3) The Lieutenant-Governor in Council may designate one of the members of the Commission as chairman. ^{Chairman.}

(4) Vacancies in the membership of the Commission may be filled by the Lieutenant-Governor in Council. ^{Vacancies.}

(5) The members of the Commission shall not be entitled to receive any remuneration or other compensation for their services except their actual expenses. ^{Compensation.}

(6) Notwithstanding *The Legislative Assembly Act* any member of the Assembly may be appointed as a member of ^{Members of Assembly.} ^{Rev. Stat., c. 12.}

the Commission and be entitled to act as such without thereby vacating or forfeiting his seat or incurring any other penalty for sitting or voting as a member of the Assembly. R.S.O. 1937, c. 93, s. 2, *amended*.

General
powers and
duties.

3. It shall be the duty of the Commission to manage, control and develop the Parks and to further these objects the Commission may,—

- (a) lay out, plant and enclose the Parks;
- (b) construct and pull down buildings and structures;
- (c) construct and operate incline railways, aerial cars, lifts and works to assist the public in reaching and viewing the points of interest in the Parks;
- (d) construct or acquire by purchase, lease or otherwise and operate bridges over the Niagara River, and for that purpose enter into agreement with any authority having control of the territory beyond the International Boundary required for any such bridge, or enter into agreement for the joint construction and operation by the Commission and such authority of any such bridge;
- (e) construct and operate golf courses, bowling greens and swimming pools;
- (f) construct and operate restaurants, refreshment booths and stands for the sale of souvenirs and other wares;
- (g) construct and maintain toilet and other facilities for the convenience of the public;
- (h) acquire and operate buses and other vehicles for use in connection with the Parks;
- (i) acquire and operate boats for use in connection with the Parks;
- (j) operate a school for the training of apprentice gardeners;
- (k) make agreements with persons with respect to the establishment or operation by them of any works or services in connection with the Parks;
- (l) appoint such auditors, officers, clerks, keepers, gardeners and other persons as may be required;

- (m) receive and take from any person by grant, gift, devise, bequest or otherwise, any property, real or personal, or any interest therein;
- (n) make grants of money and provide services for educational purposes or for any purpose that may serve to publicize or foster interest in the Parks; and
- (o) make such by-laws, rules and orders as may be deemed expedient for the constitution of the Commission and the administration of its affairs and do such other things as may be necessary or advisable to properly exercise its powers and discharge its duties. R.S.O. 1937, c. 93, s. 8, *amended*.

4.—(1) With the approval of the Lieutenant-Governor in Council the Commission may borrow money to meet its indebtedness accruing due, or for purchasing or otherwise acquiring real or personal property, or making improvements, or for any other purpose of the Commission, and may issue bonds, debentures, notes or other securities to provide for the repayment of any moneys so borrowed, and such securities may be payable at such times and in such manner and at such place or places in Canada or elsewhere, and may bear such interest as the Commission may deem proper. Issue of securities.

(2) The Lieutenant-Governor in Council may authorize the Treasurer of Ontario for and on behalf of Ontario to guarantee the payment of any securities issued by the Commission for any of the purposes mentioned in subsection 1. R.S.O. 1937, c. 93, s. 7, *amended*. Guaranteeing securities.

5. The Lieutenant-Governor in Council may, subject to such conditions as he may deem proper, vest in the Commission any portion of the foreshore or bed of the Niagara River or land covered with water in the Niagara River that lies in front of the Parks and that is the property of the Crown in right of Ontario. R.S.O. 1937, c. 93, s. 26, *amended*. Foreshore and river bed.

6. Subject to the approval of the Lieutenant-Governor in Council the Commission may,— Acquisition of land.

- (a) acquire by purchase, lease or otherwise;
- (b) without the consent of the owner, enter upon, take and expropriate; and
- (c) sell or otherwise dispose of,

any land or any interest in land. R.S.O. 1937, c. 93, s. 4 (1), *amended*.

Expropria-
tion.

Rev. Stat.,
c. 54.

7.—(1) The Commission in the exercise of its powers to take land compulsorily shall have all the powers conferred by *The Public Works Act* on the Minister of Public Works in relation to a public work, and in the application of this section where the words "the Minister", "the Department" or "the Crown" appear in such Act they shall, where the context permits, mean the Commission.

Mode of
perfecting
title.

Rev. Stat.,
c. 54.

(2) The Commission shall proceed in the manner provided by *The Public Works Act* where the Minister of Public Works enters upon, takes or uses land or property for the use of Ontario and all the provisions of that Act shall apply *mutatis mutandis*.

Procedure.

(3) Upon the deposit in the proper registry or land titles office of a plan and description of the land acquired by the Commission, signed by the chairman of the Commission and by an Ontario land surveyor, the land so described shall thereupon vest in the Commission. R.S.O. 1937, c. 93, s. 6, *amended*.

Highways.

8.—(1) Notwithstanding any general or special Act the Lieutenant-Governor in Council may vest any highway in any municipality in the Commission and thereafter the Commission shall have exclusive jurisdiction over it.

Idem.

(2) The Commission and the corporation of any municipality may enter into agreement as to the acquisition by the Commission or by the municipality of any highway or any land therefor or as to the establishing, laying out, opening, grading, paving, altering, constructing, reconstructing, maintaining or repairing of any highway, including the cost or the apportionment of the cost of the same and the payment thereof. R.S.O. 1937, c. 93, ss. 4 *part*, 5, 18, *amended*.

Compensa-
tion payable
by munic-
ipality.

(3) Every agreement entered into under subsection 2 shall provide that the cost of any lands acquired pursuant thereto and all compensation payable in respect of such acquisition or for injurious affection to lands by reason of any work undertaken under any such agreement shall be borne and paid solely by the corporation of the municipality entering into the agreement. R.S.O. 1937, c. 93, s. 18 (2).

Controlled
access
highways.

9.—(1) The Lieutenant-Governor in Council may designate any portion of any of the highways, roads, boulevards or parkways of the Commission as a controlled access highway.

Regulations.

(2) The Lieutenant-Governor in Council may, in respect of any portion of any such highway, road, boulevard or parkway so designated, make any regulation that he may make in respect of controlled access highways under *The Highway Improvement Act*. *New*.

Rev. Stat.,
c. 56.

10.—(1) The Commission may enter into agreement with the corporation of any municipality that adjoins or is within three miles of the lands of the Commission as to any work of any of the characters or descriptions mentioned in *The Local Improvement Act*, and the Commission may agree to contribute any sum towards the cost of any work undertaken, either in cash or by annual or other instalments or otherwise, but the Commission shall not be liable in any way for assessment under *The Local Improvement Act*, for the cost of any such work, whether the lands abut directly on the work or otherwise, and the lands shall remain exempt from assessment and taxation. R.S.O. 1937, c. 93, s. 18 (3), *amended*.

Local
improve-
ment works.

Rev. Stat.,
c. 269.

(2) It shall not be necessary to submit any agreement entered into under this section for the assent of the electors of the municipality, nor shall it be necessary to receive the assent of the electors of the municipality for the issue of debentures to defray the cost of the work undertaken under any such agreement. R.S.O. 1937, c. 93, s. 18 (7), *amended*.

Assent of
electors not
required.

11. *The Public Vehicle Act* shall apply to the highways and public places of the Commission except that as to such highways and public places the Commission shall be deemed to be substituted for the Department of Highways and for the Lieutenant-Governor in Council, and the licence fees and tolls and the penalties imposed under that Act shall be payable to the Commission. R.S.O. 1937, c. 93, s. 13 (1), *amended*.

Application
of Rev. Stat.,
c. 289.

12.—(1) Subject to any order of the Lieutenant-Governor in Council the Commission may continue to collect the revenues and rentals payable or collectible under the several agreements made between the Commission and the Canadian Niagara Power Company, Limited, the Ontario Power Company, the Electrical Development Company of Ontario, Limited and The Hydro-Electric Power Commission of Ontario. R.S.O. 1937, c. 93, s. 20, *amended*.

Collection
of water
revenues
and rentals.

(2) The Commission with the approval of the Lieutenant-Governor in Council may,—

Agreements
with com-
panies as to
developing
power.

- (a) enter into agreement with any person to take water from the Niagara River or from the Niagara and Welland Rivers, at points within the Parks, for the purpose of enabling such person to generate power within the Parks, and to conduct and discharge the water through and across the Parks or otherwise in such manner, for such rental, and upon such terms and conditions as may be embodied in the agreement, and any such agreement may include provisions as to the removal or demolition of any

buildings or structures and the re-erection of the same, or the erection of other buildings or structures; and

- (b) renegotiate any existing agreement for the development of power from the Niagara River.

Confirmation of agreement.

(3) No agreement entered into or renegotiated under subsection 2 shall become operative until it is confirmed by resolution of the Assembly. R.S.O. 1937, c. 93, s. 33, *amended*.

Bridges over Niagara River.

13. With the approval of the Lieutenant-Governor in Council the Commission, upon terms to be agreed upon, may grant any rights over or in respect of lands of the Commission that may be required for the purpose of building any new bridge over the Niagara River or of confirming the present occupation of land by any presently existing bridge company, but nothing in this section shall authorize the granting of any such rights over or in respect of Queen Victoria Park. R.S.O. 1937, c. 93, s. 31, *amended*.

Application of revenue.

14.—(1) All moneys received by the Commission shall be applied in the discharge of its duties and obligations.

Surplus money.

(2) Any surplus moneys shall, on the order of the Lieutenant-Governor in Council, be paid to the Treasurer of Ontario and shall form part of the Consolidated Revenue Fund. R.S.O. 1937, c. 93, s. 21, *amended*.

Books of account.

15. The Commission shall cause books to be kept and true and regular accounts to be entered therein of all moneys received and paid and of the several purposes for which the same were received and paid, and such books shall be open to the inspection of any member of the Commission, the Treasurer of Ontario or any person appointed by the Commission or Treasurer for that purpose, and any such person may make copies of or take extracts from the books. R.S.O. 1937, c. 93, s. 15, *amended*.

Security by officers.

16. Every person who is entrusted by the Commission with the custody or control of money in the course of his employment shall give security in the manner and form provided by *The Public Officers Act*. R.S.O. 1937, c. 93, s. 16, *amended*.

Rev. Stat., c. 16.

Audit.

17. The books and records of the Commission shall be examined annually by the Provincial Auditor or such other auditor as may be designated by the Lieutenant-Governor in Council. R.S.O. 1937, c. 93, s. 17 (2), *amended*.

18.—(1) The Commission shall after the close of each ^{Annual report,—} fiscal year of the Commission file with the Provincial Secretary an annual report setting forth the revenue and expenditure of the year as shown by the audited statement and such other matters as may appear to be of public interest in relation to the Parks or as the Lieutenant-Governor in Council may direct. R.S.O. 1937, c. 93, s. 17 (1), *amended*.

(2) The Provincial Secretary shall submit the report to the Lieutenant-Governor in Council and shall then lay the ^{to be laid before Assembly.} report before the Assembly, if it is in session, or if not, at the next ensuing session. *New*.

19.—(1) The Commission, with the approval of the ^{Regulations.} Lieutenant-Governor in Council, may make regulations,—

- (a) regulating and governing the use by the public of the Parks and the works, vehicles, boats, services and things under the jurisdiction of the Commission;
- (b) providing for the protection and preservation from damage of the property of the Commission;
- (c) prescribing tolls for the occupation and use of Park lands and works, vehicles, boats, golf courses, bowling greens, swimming pools and services under the jurisdiction of the Commission, for opening and closing graves or any class thereof in any cemetery in the Parks, and for entrance to places of historical and scenic interest or any other occupation or uses of a similar nature;
- (d) prescribing permits designating privileges in connection with the use of the Parks or any part thereof and prescribing fees for such permits;
- (e) regulating and governing vehicular and pedestrian traffic in the Parks or any part thereof and prohibiting the use of any class or classes of vehicles in the Parks or any part thereof;
- (f) prohibiting or regulating and governing the erection, posting up or other display of notices, signs, sign boards and other advertising devices in the Parks or within one-quarter mile of any part thereof;
- (g) licensing, regulating and governing taxi-cabs and other vehicles for hire and the owners and drivers thereof, and prescribing fees for such licences;

- (h) licensing, regulating and governing guides and prescribing fees for such licences;
- (i) prescribing terms and conditions under which horses, dogs and other animals may be allowed in the Parks or any part thereof;
- (j) for imposing penalties not exceeding \$100 for any breach of any regulation.

Offences.

Rev. Stat.,
c. 136.

(2) Any offence against any regulation made under this Act shall be punishable under *The Summary Convictions Act* and the penalty for any such offence shall be payable to the Commission. R.S.O. 1937, c. 93, ss. 10, 11, *amended*.

Rights of
interment
not affected.

20. Nothing in this Act shall authorize the interference with any right to inter the body of any deceased person in any burying ground vested in the Commission and nothing in this Act shall confer the right to remove any body there interred. R.S.O. 1937, c. 93, s. 35, *amended*.

Present
members of
Commission.

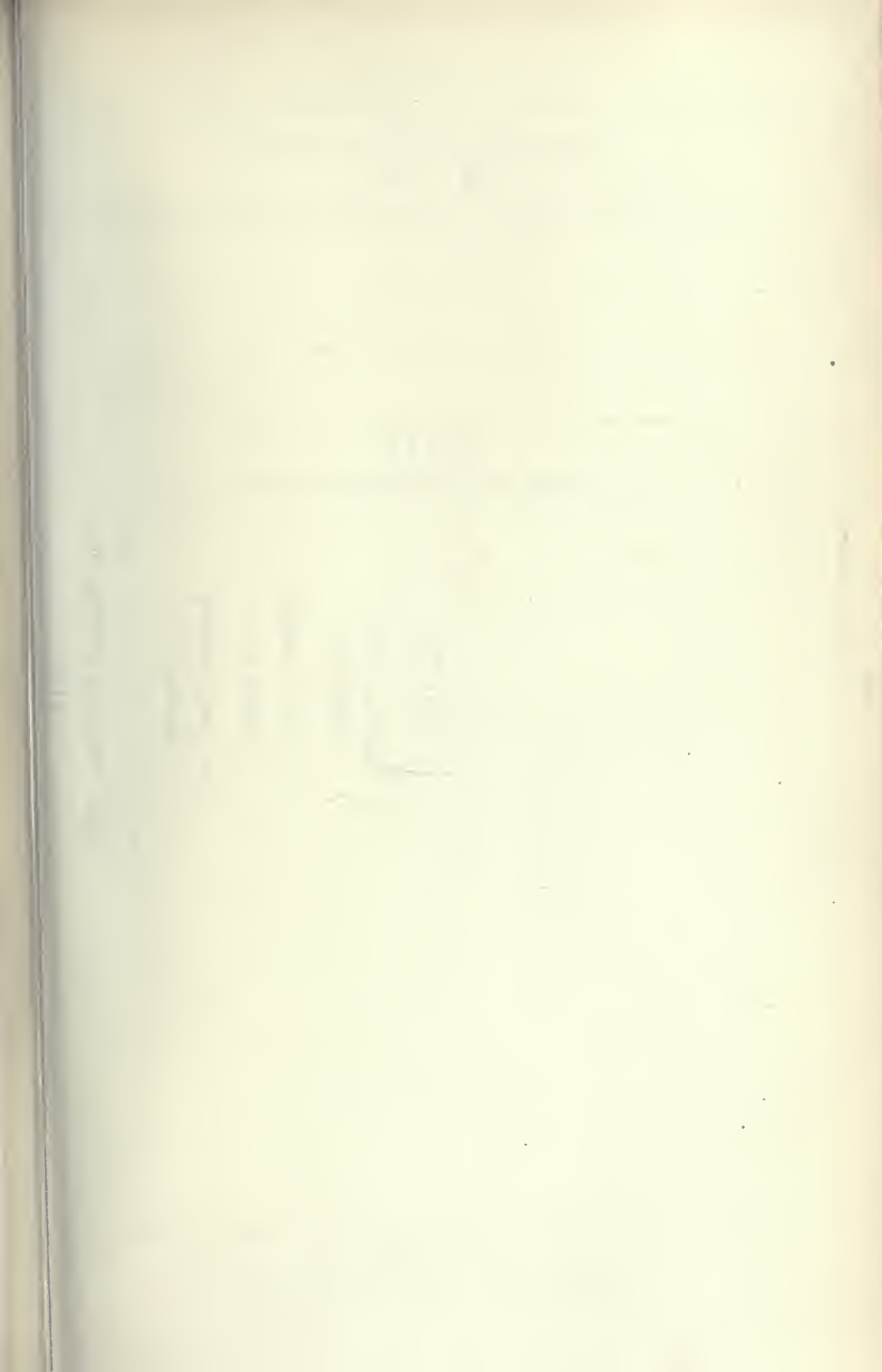
21. The members of the Commission in office when this Act comes into force shall continue in office during pleasure.
New.

Rev. Stat.,
c. 93; 1948,
c. 87, s. 8,
repealed.

22. *The Niagara Parks Act* and section 8 of *The Statute Law Amendment Act, 1948* are repealed.

Short title.

23. This Act may be cited as *The Niagara Parks Act, 1949*.



BILL

The Niagara Parks Act, 1949.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 18th, 1949

MR. DALEY

No. 90

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend, The Hospitals Aid Act, 1948.

MR. KELLEY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

The Act is extended to allow approved sanatoria under *The Sanatoria for Consumptives Act, 1947* to receive grants from the Hospital Aid Fund.

See also Bill (No. 91), *An Act to amend The Sanatoria for Consumptives Act, 1947*.

BILL

An Act to amend The Hospitals Aid Act, 1948.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Hospitals Aid Act, 1948* is amended by adding thereto the following section: 1948, c. 40, amended.

3a. Notwithstanding the provisions of this Act, the moneys in the Fund may be disbursed as grants by way of provincial aid to any sanatorium approved under *The Sanatoria for Consumptives Act, 1947* or for such other purposes as are mentioned in section 44 of that Act. Grants to sanatoria authorized. 1947, c. 97.

2. This Act shall come into force on the day it receives the Royal Assent. Commencement of Act

3. This Act may be cited as *The Hospitals Aid Amendment Act, 1949*. Short title.

BILL

An Act to amend The Hospitals Aid
Act, 1948.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. KELLEY

No. 90

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Hospitals Aid Act, 1948.

MR. KELLEY

(Reprinted as amended in Committee of the Whole House.)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

The Act is extended to allow approved sanatoria under *The Sanatoria for Consumptives Act, 1947* to receive grants from the Hospital Aid Fund.

See also Bill (No. 91), *An Act to amend The Sanatoria for Consumptives Act, 1947*.

No. 90

1949

BILL

An Act to amend The Hospitals Aid Act, 1948.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *a* of subsection 2 of section 2 of *The Hospitals Aid Act, 1948* is repealed and the following substituted therefor: 1948, c. 40, s. 2, cl. *a*, re-enacted.

(a) all moneys appropriated by the Legislature for,—

(i) aid to hospitals, and

(ii) grants by way of provincial aid to sanatoria;
and

2. *The Hospitals Aid Act, 1948* is amended by adding thereto the following section: 1948, c. 40, amended.

3a. Notwithstanding the provisions of this Act, the moneys in the Fund may be disbursed as grants by way of provincial aid to any sanatorium approved under *The Sanatoria for Consumptives Act, 1947* or for such other purposes as are mentioned in section 44 of that Act. Grants to sanatoria authorized. 1947, c. 97.

3. This Act shall come into force on the day it receives the Royal Assent. Commencement of Act

4. This Act may be cited as *The Hospitals Aid Amendment Act, 1949*. Short title.

BILL

An Act to amend The Hospitals Aid
Act, 1948.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

MR. KELLEY

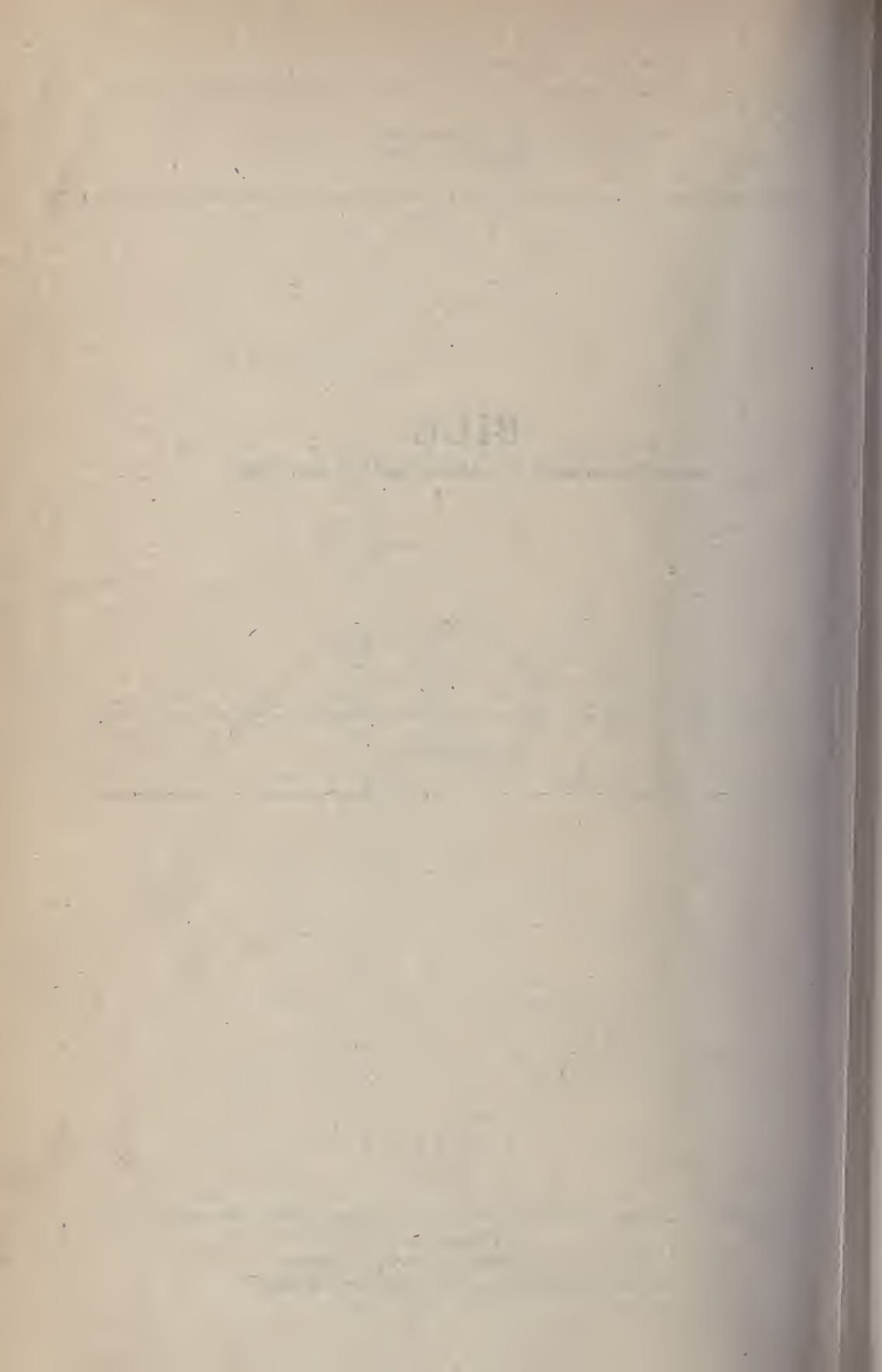
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1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

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HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *a* of subsection 2 of section 2 of *The Hospitals Aid Act, 1948* is repealed and the following substituted therefor: ^{1948, c. 40, s. 2, cl. a, re-enacted.}

(a) all moneys appropriated by the Legislature for,

(i) aid to hospitals, and

(ii) grants by way of provincial aid to sanatoria;
and

.

2. *The Hospitals Aid Act, 1948* is amended by adding thereto the following section: ^{1948, c. 40, amended.}

3a. Notwithstanding the provisions of this Act, the moneys in the Fund may be disbursed as grants by way of provincial aid to any sanatorium approved under *The Sanatoria for Consumptives Act, 1947* or for such other purposes as are mentioned in section 44 of that Act. ^{Grants to sanatoria authorized. 1947, c. 97.}

3. This Act shall come into force on the day it receives the Royal Assent. ^{Commencement of Act}

4. This Act may be cited as *The Hospitals Aid Amendment Act, 1949*. ^{Short title.}

BILL

An Act to amend The Hospitals Aid
Act, 1948.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 17th, 1949

MR. KELSEY

No. 91

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Sanatoria for Consumptives Act, 1947.

MR. KELLEY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

The only new feature in the section is that moneys in the Hospital Aid Fund may be used for the purposes mentioned.

The Bill is complementary to Bill (No. 90), *An Act to amend The Hospitals Aid Act, 1948*.

No. 91

1949

BILL

An Act to amend The Sanatoria for Consumptives
Act, 1947.

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. Section 44 of *The Sanatoria for Consumptives Act, 1947* ^{1947,}
is repealed and the following substituted therefor: ^{c. 97, s. 44,}
^{re-enacted.}

44. The Minister may pay out of any moneys appro- ^{Provincial}
priated by the Legislature for the purpose or out of ^{aid.}
the fund established under *The Hospitals Aid Act, 1948*, c. 40.
1948,—

(a) provincial aid to any sanatorium; and

(b) for the treatment outside a sanatorium of any
person suffering from tuberculosis and for the
post-sanatorium care of any former patient,

in such amounts, in such manner and at such times
as may be prescribed by the regulations.

2. This Act shall come into force on the day it receives the ^{Commence-}
Royal Assent. ^{ment of Act.}

3. This Act may be cited as *The Sanatoria for Consumptives* ^{Short title.}
Amendment Act, 1949.

1
1
No. 91
BILL.

An Act to amend The Sanatoria for
Consumptives Act, 1947.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. KELLEY

No. 91

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Sanatoria for Consumptives Act, 1947.

MR. KELLEY

(Reprinted as amended in Committee of the Whole House.)

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

The only new feature in the Bill is that moneys in the Hospital Aid Fund may be used for the purposes mentioned.

The Bill is complementary to Bill (No. 90), *An Act to amend The Hospitals Aid Act, 1948*.

No. 91

1949

BILL

An Act to amend The Sanatoria for Consumptives Act, 1947.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *k* of section 1 of *The Sanatoria for Consumptives Act, 1947* is amended by adding at the end thereof the words ^{s. 1, cl. *k*, amended.} "or out of the fund established under *The Hospitals Aid Act, 1948*", so that the clause shall read as follows:

(*k*) "provincial aid" shall mean aid granted to a sanatorium out of moneys appropriated for the purpose ^{"provincial aid".} by the Legislature or out of the fund established under *The Hospitals Aid Act, 1948*.

2. Section 44 of *The Sanatoria for Consumptives Act, 1947* ^{1947, c. 97, s. 97, s. 44, re-enacted.} is repealed and the following substituted therefor:

44. The Minister may pay out of any moneys appropriated by the Legislature for the purpose or out of ^{Provincial aid.} the fund established under *The Hospitals Aid Act, 1948*, c. 40. 1948,—

(*a*) provincial aid to any sanatorium; and

(*b*) for the treatment outside a sanatorium of any person suffering from tuberculosis and for the post-sanatorium care of any former patient,

in such amounts, in such manner and at such times as may be prescribed by the regulations.

3. This Act shall come into force on the day it receives the ^{Commence-} Royal Assent. ^{ment of Act.}

4. This Act may be cited as *The Sanatoria for Consumptives Amendment Act, 1949*. ^{Short title.}

BILL

An Act to amend The Sanatoria for
Consumptives Act, 1947.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

MR. KELLEY

(Reprinted as amended in Committee of the
Whole House.)

No. 91

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

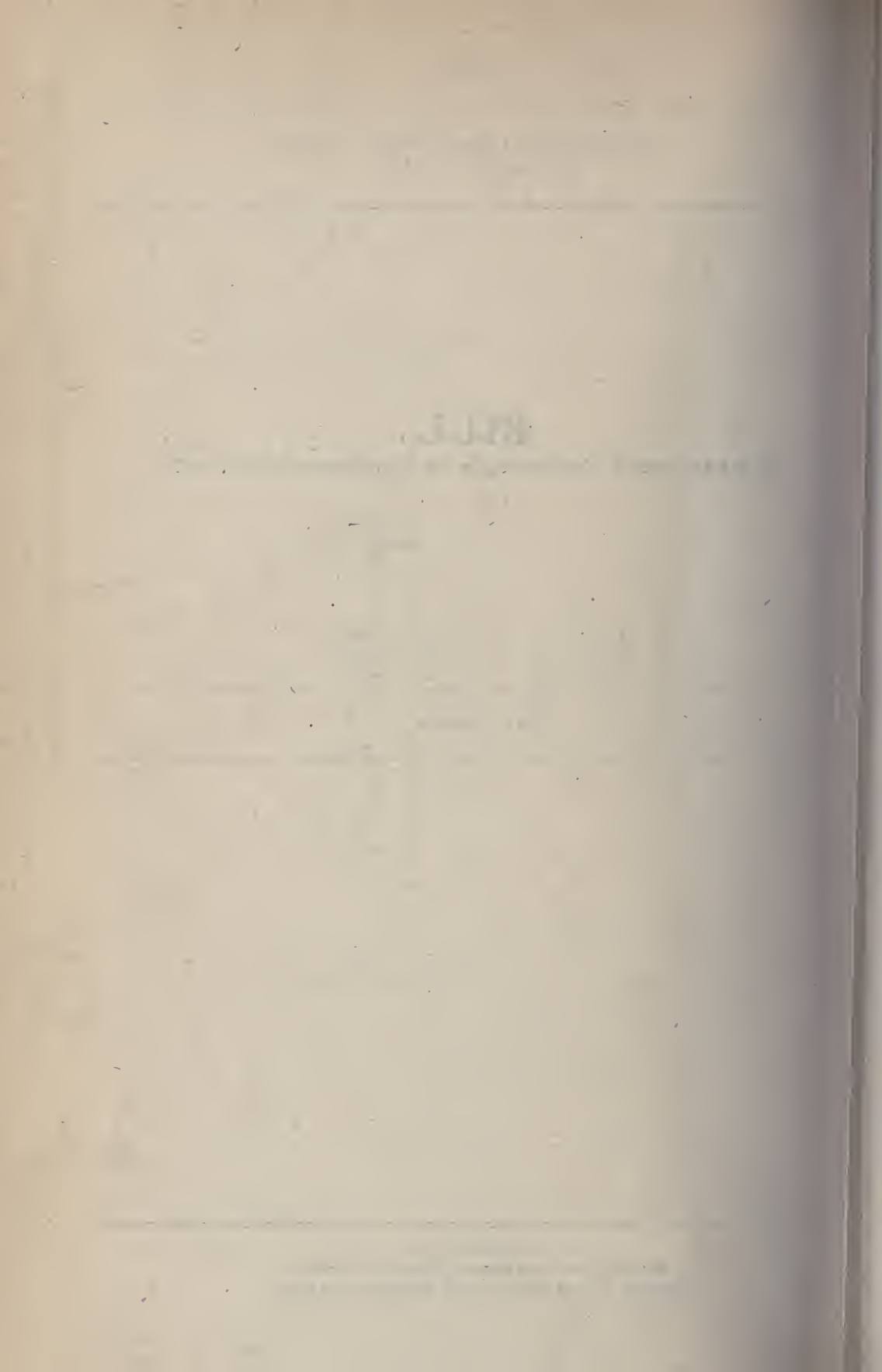
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MR. KELLEY

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



BILL

An Act to amend The Sanatoria for Consumptives Act, 1947.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *k* of section 1 of *The Sanatoria for Consumptives Act, 1947* is amended by adding at the end thereof the words ^{1947, c. 97, s. 1, cl. *k*, amended.} "or out of the fund established under *The Hospitals Aid Act, 1948*", so that the clause shall read as follows:

(*k*) "provincial aid" shall mean aid granted to a sanatorium out of moneys appropriated for the purpose ^{"provincial aid".} by the Legislature or out of the fund established under *The Hospitals Aid Act, 1948*.

2. Section 44 of *The Sanatoria for Consumptives Act, 1947* is repealed and the following substituted therefor: ^{1947, c. 97, s. 44, re-enacted.}

44. The Minister may pay out of any moneys appropriated by the Legislature for the purpose or out of ^{Provincial aid.} the fund established under *The Hospitals Aid Act, 1948*,—

(*a*) provincial aid to any sanatorium; and

(*b*) for the treatment outside a sanatorium of any person suffering from tuberculosis and for the post-sanatorium care of any former patient,

in such amounts, in such manner and at such times as may be prescribed by the regulations.

3. This Act shall come into force on the day it receives the Royal Assent. ^{Commencement of Act.}

4. This Act may be cited as *The Sanatoria for Consumptives Amendment Act, 1949*. ^{Short title.}

BILL

An Act to amend The Sanatoria for
Consumptives Act, 1947.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 17th, 1949

MR. KELLEY

No. 92

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Private Sanitaria Act.

MR. KELLEY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

This new section complements section 6 of the Act, under which the Lieutenant-Governor in Council licenses private institutions for the care and treatment of mental and nervous diseases.

Under the new section sanatoria that meet the required standards may be granted a restricted license to care for patients suffering from a particular type of mental illness or patients that are alcoholics or drug habituates, depending upon the facilities available.

No. 92

1949

BILL

An Act to amend The Private Sanitaria Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Private Sanitaria Act* is amended by adding thereto the following section: Rev. Stat., c. 394, amended.

6a.—(1) Any such license may be issued subject to such conditions, qualifications or restrictions as the Lieutenant-Governor in Council may deem advisable. Conditions, etc., of license.

(2) Without limiting the generality of subsection 1, any such license may be issued subject to restrictions respecting the class or sex of patients who may be admitted and the type of treatment that may be given to patients. Further restrictions on licensees.

2. This Act may be cited as *The Private Sanitaria Amendment Act, 1949*. Short title.

BILL

An Act to amend The Private
Sanitaria Act.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. KELLEY

No. 92

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Private Sanitaria Act.

MR. KELLEY



No. 92

1949

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c. 394,
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(2) Without limiting the generality of subsection 1, any such license may be issued subject to restrictions on licensees. Further restrictions respecting the class or sex of patients who may be admitted and the type of treatment that may be given to patients.

2. This Act may be cited as *The Private Sanitaria Amendment Act, 1949*. Short title.

BILL

An Act to amend The Private
Sanitaria Act.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 7th, 1949

MR. KELLEY

No. 93

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Psychiatric Hospitals Act.

MR. KELLEY

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTE

The bill is designed to clarify the Act with respect to the persons who may be remanded to the Toronto Psychiatric Hospital.

Any judge or magistrate sitting in Toronto may remand any person coming within clause *e* to the Hospital.

Any judge or magistrate having jurisdiction in York Township may remand any resident of the Township coming within clause *e* to the Hospital.

BILL

An Act to amend The Psychiatric Hospitals Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clause *e* of subsection 1 of section 9 of *The Psychiatric Hospitals Act* is amended by striking out the words "having jurisdiction" in the first and second lines and inserting in lieu thereof the words "sitting", so that the clause shall read as follows: Rev. Stat.,
c. 393, s. 9,
subs. 1,
cl. *e*,
amended.

(*e*) upon the order of a judge or magistrate sitting in the municipality in which the hospital is located, accompanied by the prescribed history form remanding a person to a psychiatric hospital for further observation, care or treatment where such person has been apprehended either with or without warrant by a constable or police officer and is under the age of seventy years and not ineligible for treatment in a psychiatric hospital under the provisions of this Act and it appears to the judge or magistrate that such person may be mentally ill, and any person so remanded shall be deemed to be a resident of the municipality in which the order for such remand is made.

2. Subsection 1 of section 10 of *The Psychiatric Hospitals Act* is amended by adding at the end thereof the words "with respect to any such resident", so that the subsection shall read as follows: Rev. Stat.,
c. 393, s. 10,
subs. 1,
amended.

(1) Any person who is a resident of the Township of York may be admitted to the Toronto Psychiatric Hospital in the manner prescribed by clauses *a* to *e* of subsection 1 of section 9, and any judge or magistrate having jurisdiction in the Township of York shall have authority to issue the order required by clause *e* of subsection 1 of section 9 with respect to any such resident. York
Township
residents.

3. This Act may be cited as *The Psychiatric Hospitals Amendment Act, 1949*. Short title.

BILL
An Act to amend The Psychiatric
Hospitals Act.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. KELLEY

No. 94

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Mills Licensing Act, 1949.

MR. SCOTT

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

BILL

BILL

EXPLANATORY NOTE

This is a general revision of the Act which was passed in 1924.

No changes in principle are involved.

BY APPOINTMENT

BILL

The Mills Licensing Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "mill" means a plant in which logs or wood-bolts are initially processed and includes a saw mill and a pulp mill;
- (b) "Minister" means Minister of Lands and Forests; "Minister";
- (c) "regulations" means regulations made under this Act. R.S.O. 1937, c. 37, s. 1, *amended*. "regulations".

2. No person shall construct, operate or increase the productive capacity of a mill without a licence therefor from the Minister. R.S.O. 1937, c. 37, s. 2, *amended*. Licence required.

3. The Lieutenant-Governor in Council may make regulations,— Regulations.

- (a) classifying mills and providing for the issue of licences therefor;
- (b) prescribing the form of licences and the fees to be paid therefor;
- (c) prescribing the term of licences and providing for the transfer, renewal, suspension and cancellation thereof;
- (d) imposing conditions as to the location of mills and the operating methods of licensees, including the disposal of waste or refuse;
- (e) prescribing the precautions that licensees shall take for the prevention of fire and for the safety of life and property;

- (f) prescribing the returns that licensees shall make to the Minister as to their mills and operations, including the sources, species and quantity of materials processed; and
- (g) respecting any other matter necessary or advisable to carry out effectively the intent and purpose of this Act. R.S.O. 1937, c. 37, s. 3; 1947, c. 65, s.1, *amended*.

Offences and penalties.

4. Every person who contravenes this Act or any regulation shall be guilty of an offence and upon summary conviction shall be liable to a penalty of not less than \$25 and not more than \$500 for each offence, and in default of payment shall be liable to imprisonment for a period of not more than six months. R.S.O. 1937, c. 37, s. 4 (1), *amended*.

Rev. Stat.,
c. 37; 1947,
c. 65,
repealed.

5. *The Mills Licensing Act* and *The Mills Licensing Amendment Act, 1947* are repealed.

Short title.

6. This Act may be cited as *The Mills Licensing Act, 1949*.



BILL

The Mills Licensing Act, 1949.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. SCOTT

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Mills Licensing Act, 1949.

MR. SCOTT

No. 94

1949

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Rev. Stat.,
c. 37; 1947,
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5. *The Mills Licensing Act* and *The Mills Licensing Amendment Act, 1947* are repealed.

Short title.

6. This Act may be cited as *The Mills Licensing Act, 1949*.



BILL

The Mills Licensing Act, 1949.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 7th, 1949

MR. SCOTT

No. 95

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Territorial Division Act, 1949.

MR. BLACKWELL

TORONTO

PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

EXPLANATORY NOTES

This Bill is a consolidation of the present Act and its primary function is to bring into the Act townships that have been created in the territorial districts since the Act was last revised in 1937, and generally to bring the Act up to date.

The only new principle involved in the Bill is that in section 1 it is made clear that the townships listed in the territorial districts are geographic townships only. To make the Act more complete a new section has been added (section 2 of the Bill) which lists the improvement districts and township municipalities in the territorial districts.

By virtue of *The Patricia Act*, the former territorial district of Patricia forms the Patricia Portion of the Territorial District of Kenora. Patricia is therefore no longer shown as a separate territorial district.

Those towns in the counties that are separated from the counties for municipal purposes are now listed as separated towns. Under the present Act no indication is given as to what towns are separated towns.

Subsection 2 and 3 of section 9 of the Bill are new. Difficulty has been experienced in determining the extended limits of the townships referred to in these subsections which clarify the position.

BILL

The Territorial Division Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The territorial division of Ontario into counties and districts shall continue as hereinafter set forth, and subject to sections 4 and 5, for municipal and judicial purposes such counties, and for judicial purposes such districts shall respectively be composed as follows:

1.—THE COUNTY OF BRANT

Brant.

shall consist of,—

- (a) the City of Brantford;
- (b) the Town of Paris;
- (c) the townships of,

Brantford,	Onondaga,
Burford,	South Dumfries,
Oakland,	Tuscarora,

except that the Township of Tuscarora shall continue to be withdrawn from and shall not form part of the County of Brant for municipal purposes.

2.—THE COUNTY OF BRUCE

Bruce.

shall consist of,—

- (a) the towns of Chesley, Kincardine, Port Elgin, Southampton, Walkerton, Wiarton;
- (b) the villages of Hepworth, Lion's Head, Lucknow, Mildmay, Paisley, Ripley, Tara, Teeswater, Tiverton;
- (c) the townships of,

Albemarle,	Brant,
Amabel,	Bruce,
Arran,	Carrick,

Culross,
Eastnor,
Elderslie,
Greenock,
Huron,

Kincardine,
Kinloss,
Lindsay,
St. Edmunds,
Saugeen.

The Indian Reserve at Cape Croker shall, for judicial purposes, be deemed part of the Township of Albemarle.

The Indian Reserve at Chiefs' Point and the Saugeen Indian Reserve north of the mouth of the Saugeen River, shall, for judicial purposes, be deemed part of the Township of Amabel.

Carleton.

3.—THE COUNTY OF CARLETON

shall consist of,—

- (a) the City of Ottawa;
- (b) the Town of Eastview;
- (c) the villages of Richmond, Rockcliffe Park;
- (d) the townships of,

Fitzroy,	Marlborough,
Gloucester,	Nepean,
Goulbourn,	North Gower,
Huntley,	Osgoode,
March,	Torbolton.

Dufferin.

4.—THE COUNTY OF DUFFERIN

shall consist of,—

- (a) the Town of Orangeville;
- (b) the villages of Grand Valley, Shelburne;
- (c) the townships of,

Amaranth,	Melancthon,
East Garafraxa,	Mono,
East Luther,	Mulmur.

Dundas.

5.—THE COUNTY OF DUNDAS

shall consist of,—

- (a) the villages of Chesterville, Iroquois, Morrisburg, Winchester;

- (b) the townships of,
 Matilda, Williamsburgh,
 Mountain, Winchester.

6.—THE COUNTY OF DURHAM

Durham.

shall consist of,—

- (a) the towns of Bowmanville, Port Hope;
 (b) the villages of Millbrook, Newcastle;
 (c) the townships of,
 Cartwright, Darlington,
 Cavan, Hope,
 Clarke, Manvers.

7.—THE COUNTY OF ELGIN

Elgin.

shall consist of,

- (a) the City of St. Thomas;
 (b) the Town of Aylmer;
 (c) the villages of Dutton, Port Burwell, Port Stanley,
 Rodney, Springfield, Vienna, West Lorne;
 (d) the townships of,
 Aldborough, South Dorchester,
 Bayham, Southwold,
 Dunwich, Yarmouth.
 Malahide,

8.—THE COUNTY OF ESSEX

Essex.

shall consist of,—

- (a) the City of Windsor;
 (b) the towns of Amherstburg, Essex, Harrow, Kings-
 ville, La Salle, Leamington, Ojibway, Riverside,
 Tecumseh;
 (c) the villages of Belle River, St. Clair Beach;

- (d) the townships of,
- | | |
|-------------------|-----------------|
| Anderdon, | Pelee, |
| Colchester North, | Rochester, |
| Colchester South, | Sandwich East, |
| Gosfield North, | Sandwich South, |
| Gosfield South, | Sandwich West, |
| Maidstone, | Tilbury North, |
| Malden, | Tilbury West, |
| Mersea, | |

except that the Township of Pelee shall continue to be separate, for municipal purposes, from the County of Essex.

Certain islands included in Township of Pelee.

Middle Sister Island, North Harbour Island, East Sister Island, Hen Island, Big Chicken Island, Little Chicken Island and Middle Island shall form part of the Township of Pelee.

Frontenac.

9.—THE COUNTY OF FRONTENAC

shall consist of,—

- (a) the City of Kingston;
- (b) the Village of Portsmouth;
- (c) the townships of,
- | | |
|-----------------------|-------------------------|
| Barrie, | Palmerston and North |
| Bedford, | and South Canonto, |
| Clarendon and Miller, | Pittsburgh, |
| Hinchinbrooke, | Portland, |
| Howe Island, | Storrington, |
| Kennebec, | Wolfe Island (including |
| Kingston, | Garden Island, |
| Loughborough, | Simcoe Island, Horse |
| Olden, | Shoe Island and Mud |
| Oso, | Island). |

Glengarry.

10.—THE COUNTY OF GLENGARRY

shall consist of,—

- (a) the Town of Alexandria;
- (b) the villages of Lancaster, Maxville;
- (c) the townships of,
- | | |
|------------------|------------|
| Charlottenburgh, | Lancaster, |
| Kenyon, | Lochiel. |

11.—THE COUNTY OF GRENVILLE

Grenville.

shall consist of,—

- (a) the separated Town of Prescott;
- (b) the villages of Cardinal, Kemptville, Merrickville;
- (c) the townships of,

Augusta,	South Gower,
Edwardsburgh,	Wolford.
Oxford (on Rideau),	

12.—THE COUNTY OF GREY

Grey.

shall consist of,—

- (a) the City of Owen Sound;
- (b) the towns of Durham, Hanover, Meaford, Thornbury;
- (c) the villages of Chatsworth, Dundalk, Flesherton, Markdale, Neustadt, Shallow Lake;
- (d) the townships of,

Artemesia,	Keppel,
Bentinck,	Normanby,
Collingwood,	Osprey,
Derby,	Proton,
Egremont,	Saint Vincent,
Euphrasia,	Sarawak,
Glenelg,	Sullivan,
Holland,	Sydenham.

13.—THE COUNTY OF HALDIMAND

Haldimand.

shall consist of,—

- (a) the Town of Dunnville;
- (b) the villages of Caledonia, Cayuga, Hagersville, Jarvis;
- (c) the townships of,

Canborough,	Rainham,
Dunn,	Seneca,
Moulton,	Sherbrooke,
North Cayuga,	South Cayuga,
Oneida,	Walpole.

Halton.

14.—THE COUNTY OF HALTON

shall consist of,—

- (a) the towns of Burlington, Georgetown, Milton, Oakville;
- (b) the Village of Acton;
- (c) the townships of,

Esquesing,	Nelson,
Nassagaweya,	Trafalgar.

Hastings.

15.—THE COUNTY OF HASTINGS

shall consist of,—

- (a) the City of Belleville;
- (b) the Town of Deseronto;
- (c) the separated Town of Trenton;
- (d) the villages of Bancroft, Deloro, Frankford, Madoc, Marmora, Stirling, Tweed;
- (e) the townships of,

Bangor, Wicklow and	Madoc,
McClure,	Marmora and Lake,
Carlow,	Mayo,
Dungannon,	Monteagle and Herschel,
Elzevir and Grims-	Rawdon,
thorpe,	Sidney,
Faraday,	Thurlow,
Hungerford,	Tudor and Cashel,
Huntingdon,	Tyendinaga,
Limerick,	Wollaston.

Huron.

16.—THE COUNTY OF HURON

shall consist of,—

- (a) the towns of Clinton, Goderich, Seaforth, Wingham;
- (b) the villages of Blyth, Brussels, Exeter, Hensall;
- (c) the townships of;

Ashfield,	Grey,
Colborne,	Hay,
East Wawanosh,	Howick,
Goderich,	Hullett,

McKillop,
Morris,
Stanley,
Stephen,

Tuckersmith,
Turnberry,
Usborne,
West Wawanosh.

17.—THE COUNTY OF KENT

Kent.

shall consist of,—

- (a) the City of Chatham;
- (b) the towns of Blenheim, Bothwell, Dresden, Ridgewood, Tilbury, Wallaceburg;
- (c) the villages of Erieau, Erie Beach, Highgate, Thamesville, Wheatley;
- (d) the townships of,

Camden,	Orford,
Chatham,	Raleigh,
Dover,	Romney,
Harwich,	Tilbury East,
Howard,	Zone.

18.—THE COUNTY OF LAMBTON

Lambton.

shall consist of,—

- (a) the City of Sarnia;
- (b) the towns of Forest, Petrolia;
- (c) the villages of Alvinston, Arkona, Courtright, Oil Springs, Point Edward, Thedford, Watford, Wyoming;
- (d) the townships of,

Bosanquet,	Sarnia,
Brooke,	Sombra, including Wal-
Dawn,	pole Island, St. Anne's
Enniskillen,	Island and the other
Euphemia,	islands at the mouth
Moore,	of the St. Clair River,
Plympton,	Warwick.

19.—THE COUNTY OF LANARK

Lanark.

shall consist of,—

- (a) the towns of Almonte, Carleton Place, Perth;
- (b) the separated Town of Smith's Falls;

(c) the Village of Lanark;

(d) the townships of,

Bathurst,	Lavant,
Beckwith,	Montague,
Dalhousie and North	North Burgess,
Sherbrooke,	North Elmsley,
Darling,	Pakenham,
Drummond,	Ramsay,
Lanark,	South Sherbrooke.

Leeds.

20.—THE COUNTY OF LEEDS

shall consist of.—

(a) the separated towns of Brockville, Gananoque;

(b) the villages of Athens, Newboro', Westport;

(c) the townships of,

Bastard and South	North Crosby,
Burgess,	Rear of Leeds and Lans-
Elizabethtown,	downe,
Front of Escott,	Rear of Yonge and
Front of Leeds and	Escott,
Lansdowne,	South Crosby,
Front of Yonge,	South Elmsley.
Kitley,	

Lennox and
Addington.

21.—THE COUNTY OF LENNOX AND ADDINGTON

shall consist of,—

(a) the Town of Napanee;

(b) the villages of Bath, Newburgh;

(c) the townships of,

Adolphustown,	Kaladar, Anglesea and
Amherst Island,	Effingham,
Camden,	North Fredericksburgh,
Denbigh, Abinger and	Richmond,
Ashby,	Sheffield,
Ernestown,	South Fredericksburgh.

Lincoln.

22.—THE COUNTY OF LINCOLN

shall consist of,—

(a) the City of St. Catharines;

- (b) the towns of Grimsby, Merritton, Niagara, Port Dalhousie;
- (c) the Village of Beamsville;
- (d) the townships of,

Caistor,	Louth,
Clinton,	Niagara,
Gainsborough,	North Grimsby,
Grantham,	South Grimsby.

23.—THE COUNTY OF MIDDLESEX

Middlesex.

shall consist of,—

- (a) the City of London;
- (b) the towns of Parkhill, Strathroy;
- (c) the villages of Ailsa Craig, Glencoe, Lucan, Newbury, Wardsville;
- (d) the townships of,

Adelaide,	McGillivray,
Biddulph,	Metcalfe,
Caradoc,	Mosa,
Delaware,	North Dorchester,
East Williams,	Westminster,
Ekfrid,	West Nissouri,
Lobo,	West Williams.
London,	

24.—THE COUNTY OF NORFOLK

shall consist of,—

Norfolk.

- (a) the Town of Simcoe;
- (b) the villages of Delhi, Port Dover, Port Rowan, Waterford;
- (c) the townships of,

Charlotteville,	South Walsingham,
Houghton,	Townsend,
Middleton,	Windham,
North Walsingham,	Woodhouse.

[NOTE: *As to municipal and school purposes in Long Point Park in the Township of South Walsingham, see The Long Point Park Act, Rev. Stat., c. 96, esp. s. 23.*]

25.—THE COUNTY OF NORTHUMBERLAND

Northumberland.

shall consist of,—

- (a) the towns of Campbellford, Cobourg;

(b) the villages of Brighton, Colborne, Hastings;

(c) the townships of,

Alnwick,	Murray,
Brighton,	Percy,
Cramahe,	Seymour,
Haldimand,	South Monaghan.
Hamilton,	

[NOTE: *As to municipal and school purposes in Presqu'ile Park in the Township of Brighton, see The Presqu'ile Park Act, Rev. Stat., c. 97, esp. s. 23.*]

Ontario.

26.—THE COUNTY OF ONTARIO

shall consist of,—

(a) the City of Oshawa;

(b) the towns of Uxbridge, Whitby;

(c) the villages of Beaverton, Cannington, Port Perry;

(d) the townships of,

Brock,	Scott,
East Whitby,	Scugog,
Mara,	Thorah (including Can-
Pickering,	ise or Thorah Island),
Rama,	Uxbridge,
Reach,	Whitby.

Oxford.

27.—THE COUNTY OF OXFORD

shall consist of,—

(a) the City of Woodstock;

(b) the Town of Tillsonburg;

(c) the separated Town of Ingersoll;

(d) the villages of Embro, Norwich, Tavistock;

(e) the townships of,

Blandford,	North Norwich,
Blenheim,	North Oxford,
Dereham,	South Norwich,
East Nissouri,	West Oxford,
East Oxford,	West Zorra.
East Zorra,	

Peel.

28.—THE COUNTY OF PEEL

shall consist of,—

(a) the Town of Brampton;

(b) the villages of Bolton, Port Credit, Streetsville;

(c) the townships of,
 Albion, Toronto,
 Caledon, Toronto Gore.
 Chinguacousy,

29.—THE COUNTY OF PERTH

Perth.

shall consist of,—

(a) the City of Stratford;

(b) the towns of Listowel, Mitchell;

(c) the separated Town of St. Mary's;

(d) the Village of Milverton;

(e) the townships of,
 Blanshard, Hibbert,
 Downie (including the Logan,
 Gore of Downie), Mornington,
 Ellice, North Easthope,
 Elma, South Easthope,
 Fullarton, Wallace.

30.—THE COUNTY OF PETERBOROUGH

Peter-
borough.

shall consist of,—

(a) the City of Peterborough;

(b) the villages of Havelock, Lakefield, Norwood;

(c) the townships of,
 Asphodel, Ennismore,
 Belmont and Methuen, Galway and Cavendish,
 Burleigh and An- Harvey,
 struther, North Monaghan,
 Chandos, Otonabee,
 Douro, Smith.
 Dummer,

Prescott.

31.—THE COUNTY OF PRESCOTT

shall consist of,—

(a) the towns of Hawkesbury, Vankleek Hill;

(b) the Village of L'Original;

- (c) the townships of,
 Alfred, North Plantagenet,
 Caledonia, South Plantagenet,
 East Hawkesbury, West Hawkesbury.
 Longueuil,

Prince
Edward.

32.—THE COUNTY OF PRINCE EDWARD

shall consist of,—

- (a) the Town of Picton;
- (b) the villages of Bloomfield, Wellington;
- (c) the townships of,
 Ameliasburgh, North Marysburgh,
 Athol, Sophiasburgh,
 Hallowell, South Marysburgh.
 Hillier,

Renfrew.

33.—THE COUNTY OF RENFREW

shall consist of,—

- (a) the towns of Arnprior, Pembroke, Renfrew;
- (b) the villages of Barry's Bay, Braeside, Cobden, Eganville, Killaloe Station;
- (c) the townships of,
 Admaston, Pembroke,
 Alice and Fraser, Petawawa,
 Bagot and Blithfield, Radcliffe,
 Bromley, Raglan,
 Brougham, Rolph, Buchanan,
 Brudenell and Lyndoch, Wylie and McKay,
 Grattan, Ross,
 Griffith and Mata- Sebastopol,
 watchan, Sherwood, Jones and
 Hagarty and Richards, Burns,
 Head, Clara and Maria, South Algona,
 Horton, Stafford,
 McNab, Westmeath,
 North Algona, Wilberforce.

Russell.

34.—THE COUNTY OF RUSSELL

shall consist of,—

- (a) the Town of Rockland;

- (b) the Village of Casselman;
- (c) the townships of,

Cambridge,	Cumberland,
Clarence,	Russell.

35.—THE COUNTY OF SIMCOE

Simcoe.

shall consist of,—

- (a) the towns of Alliston, Barrie, Collingwood, Midland, Orillia, Penetanguishene, Stayner;
- (b) the villages of Beeton, Bradford, Coldwater, Creemore, Elmvale, Port McNicoll, Tottenham, Victoria Harbour;
- (c) the Improvement District of Wasaga Beach;
- (d) the townships of,

Adjala,	Oro,
Essa,	Sunnidale,
Flos,	Tay,
Innisfil,	Tecumseth,
Matchedash,	Tiny,
Medonte,	Tosorontio,
Nottawasaga,	West Gwillimbury,
Orillia,	Vespra.

36.—THE COUNTY OF STORMONT

Stormont.

shall consist of,—

- (a) the City of Cornwall;
- (b) the Village of Finch;
- (c) the townships of,

Cornwall,	Osnabruck,
Finch,	Roxborough.

37.—THE COUNTY OF VICTORIA

Victoria.

shall consist of,—

- (a) the Town of Lindsay;
- (b) the villages of Bobcaygeon, Fenelon Falls, Omemee, Sturgeon Point, Woodville;

- (c) the townships of,
- | | |
|----------|-------------------|
| Bexley, | Laxton, Digby and |
| Carden, | Longford, |
| Dalton, | Mariposa, |
| Eldon, | Ops, |
| Emily, | Somerville, |
| Fenelon, | Verulam. |

Waterloo.

38.—THE COUNTY OF WATERLOO

shall consist of,—

- (a) the cities of Galt, Kitchener, Waterloo;
- (b) the towns of Elmira, Hespeler, Preston;
- (c) the villages of Ayr, New Hamburg;
- (d) the townships of,
- | | |
|-----------------|-----------|
| North Dumfries, | Wilmot, |
| Waterloo, | Woolwich. |
| Wellesley, | |

Welland.

39.—THE COUNTY OF WELLAND

shall consist of,—

- (a) the cities of Niagara Falls, Welland;
- (b) the towns of Fort Erie, Port Colborne, Thorold;
- (c) the villages of Chippawa, Crystal Beach, Fonthill, Humberstone;
- (d) the townships of,
- | | |
|--------------|-------------|
| Bertie, | Stamford, |
| Crowland, | Thorold, |
| Humberstone, | Wainfleet, |
| Pelham, | Willoughby. |

Wellington.

40.—THE COUNTY OF WELLINGTON

shall consist of,—

- (a) the City of Guelph;
- (b) the towns of Harriston, Mount Forest, Palmerston;
- (c) the villages of Arthur, Clifford, Drayton, Elora, Erin, Fergus;

- (d) the townships of,
- | | |
|--------------|-----------------|
| Arthur, | Nichol, |
| Eramosa, | Peel, |
| Erin, | Pilkington, |
| Guelph, | Puslinch, |
| Maryborough, | West Garafraxa, |
| Minto, | West Luther. |

41.—THE COUNTY OF WENTWORTH

Wentworth.

shall consist of,—

- (a) the City of Hamilton;
- (b) the Town of Dundas;
- (c) the villages of Stoney Creek, Waterdown;

- (d) the townships of,
- | | |
|-----------|-------------------|
| Ancaster, | East Flamborough, |
| Barton, | Glanford, |
| Beverly, | Saltfleet, |
| Binbrook, | West Flamborough. |

[NOTE: For special provisions as to municipal, school and judicial purposes in Burlington Beach in the Township of Saltfleet, see The Burlington Beach Act, Rev. Stat., c. 95, esp. s. 4.]

42.—THE COUNTY OF YORK

York.

shall consist of,—

- (a) the City of Toronto;
- (b) the towns of Aurora, Leaside, Mimico, Newmarket, New Toronto, Weston;
- (c) the villages of Forest Hill, Long Branch, Markham, Richmond Hill, Stouffville, Sutton, Swansea, Woodbridge;

- (d) the townships of,
- | | |
|-------------------|--------------------|
| East Gwillimbury, | North Gwillimbury, |
| East York, | North York, |
| Etobicoke, | Scarborough, |
| Georgina, | Vaughan, |
| King, | Whitchurch, |
| Markham, | York. |

43.—THE PROVISIONAL COUNTY OF HALIBURTON

Haliburton.

shall consist of the townships of,—

Anson, Hindon and
Minden,
Cardiff,
Dysart, Bruton, Clyde,
Dudley, Eyre, Guil-
ford, Harburn, Har-
court and Havelock,
Glamorgan,

Lutterworth,
Monmouth,
Sherborne, McClintock,
Livingstone, Law-
rence and Night-
ingale.
Snowdon,
Stanhope.

[NOTE: *As to judicial purposes see The Haliburton Act, Rev. Stat., c. 4.*]

Algoma.

44.—THE TERRITORIAL DISTRICT OF ALGOMA

shall consist of,—

(a) the City of Sault Ste. Marie;

(b) the towns of Blind River, Bruce Mines, Nesterville,
Thessalon;

(c) the Village of Hilton Beach;

(d) the geographic townships of,

A,	C,	Doherty,
Abbott,	Carney,	Doucett,
Aberdeen,	Challener,	Downer,
Aberdeen	Champlain,	Dowsley,
Additional,	Chelsea,	Drew,
Abigo,	Chesley,	Duncan,
Acton,	Chesley Additional,	E,
Alderson,	Cholette,	Ebbs,
Allenby,	Clouston,	Elgie,
Amik,	Cobden,	Ericson,
Amundsen,	Coderre,	Ermine,
Anderson,	Common,	Esten,
Archibald,	Concobar,	F,
Arnott,	Conking,	Farquhar,
Awenge,	Cooper,	Fenwick,
Aweres,	Cromlech,	Fisher,
B,	Cross,	Flanders,
Bayfield,	Cudney,	Foch,
Beaton,	Curtis,	Frances,
Bourinot,	D,	Franz,
Breckenridge,	Davin,	Frost,
Bridgland,	Day,	G,
Bright,	Deagle,	Galbraith,
Bright Additional,	Dennis,	Gaudette,
Buchan,	Deroche,	Gillmor,
Byng,	De'ry,	Gladstone,

Glasgow,
Gould,
Gourlay,
Grasett,
H,
Haig,
Hambleton,
Haughton,
Havilland,
Hawkins,
Hayward,
Herrick,
Hiawatha,
Hilton,
Hodgins,
Home,
Hook,
Hunt,
I,
Irving,
J,
Jarvis,
Jocelyn,
Johns,
Johnson,
K,
Kapusksing,
Kars,
Kehoe,
Kildare,
Kincaid,
Kirkwall,
Kirkwood,
Korah,
L,
Laird,
Larkin,
Lascelles,
Lefroy,
Legge,
Lerwick,
Lessard,
Lewis,
Ley,
Lipton,
Lizar,
Long,
Loughheed,
M,
Macdonald,
Mack,

Magone,
Makawa,
Marjorie,
Marne,
Martin,
Matthews,
Maude,
McEwing,
McFarlan,
McGiverin,
McMahon,
Meath,
Mercer,
Meredith,
Mildred,
Minnipuka,
Mons,
Montgomery,
Moorehouse,
Morin,
Mosambik,
N,
Nagagami,
Nameigos,
Nebotik,
Newlands,
O,
Odlum,
Opazatika,
Oscar,
Otter,
P,
Palmer,
Parke,
Parkinson,
Patton,
Pearkes,
Pelletier,
Pennefather,
Plummer,
Plummer
Additional,
Prince,
Proctor,
Puskuta,
Q,
R,
Radisson,
Roche,
Rose,
Ryan,

S,
St. Joseph,
St. Julien,
Scarfe,
Scholfield,
Shanly,
Shedden,
Shields,
Simpson,
Spragge,
Stefansson,
Strickland,
Striker,
T,
Talbot,
Tarbutt,
Tarbutt Additional,
Tarentorus,
Tedder,
Templeton,
Tennyson,
Thessalon,
Thompson,
Tilley,
Tilston,
Tupper,
U,
Usnac,
V,
VanKoughnet,
Victoria,
W,
Walls,
Wells,
Welsh,
Whitman,
Wickstead,
Winget,
Woolrich,
X,
Y,
Z,
Tp. 1A,
Tp. 1B,
Tp. 1C,
Tp. 1D,
Tp. 1E,
Tp. 1F,
Tp. 2A,
Tp. 2B,
Tp. 2C,

Tp. 2D,	Tp. 52,	Tp. 23, Range 12,
Tp. 2E,	Tp. 53,	Tp. 23, Range 13,
Tp. 2F,	Tp. 54,	Tp. 23, Range 14,
Tp. 3A,	Tp. 55,	Tp. 24, Range 11,
Tp. 3B,	Tp. 56,	Tp. 24, Range 12,
Tp. 3C,	Tp. 61,	Tp. 24, Range 13,
Tp. 3D,	Tp. 62,	Tp. 24, Range 14,
Tp. 3E,	Tp. 63,	Tp. 24, Range 15,
Tp. 3F,	Tp. 64,	Tp. 24, Range 16,
Tp. 3G,	Tp. 65,	Tp. 24, Range 17,
Tp. 3H,	Tp. 66,	Tp. 24, Range 18,
Tp. 4A,	Tp. 123,	Tp. 24, Range 19,
Tp. 4B,	Tp. 124,	Tp. 24, Range 20,
Tp. 4C,	Tp. 125,	Tp. 24, Range 21,
Tp. 4D,	Tp. 129,	Tp. 24, Range 22,
Tp. 4E,	Tp. 130,	Tp. 24, Range 23,
Tp. 4F,	Tp. 131,	Tp. 24, Range 24,
Tp. 4G,	Tp. 132,	Tp. 25, Range 12,
Tp. 4H,	Tp. 137,	Tp. 25, Range 13,
Tp. 5A,	Tp. 138,	Tp. 25, Range 14,
Tp. 5B,	Tp. 139,	Tp. 25, Range 15,
Tp. 5C,	Tp. 143,	Tp. 25, Range 16,
Tp. 5D,	Tp. 144,	Tp. 25, Range 17,
Tp. 5E,	Tp. 145,	Tp. 25, Range 18,
Tp. 5F,	Tp. 149,	Tp. 25, Range 19,
Tp. 5G,	Tp. 150,	Tp. 25, Range 20,
Tp. 5H,	Tp. 151,	Tp. 25, Range 21,
Tp. 6A,	Tp. 155,	Tp. 25, Range 22,
Tp. 6B,	Tp. 156,	Tp. 25, Range 23,
Tp. 6C,	Tp. 157,	Tp. 25, Range 24,
Tp. 6D,	Tp. 161,	Tp. 25, Range 25,
Tp. 6E,	Tp. 162,	Tp. 25, Range 26,
Tp. 6F,	Tp. 163,	Tp. 26, Range 12,
Tp. 6G,	Tp. 167,	Tp. 26, Range 13,
Tp. 6H,	Tp. 168,	Tp. 26, Range 14,
Tp. 7A,	Tp. 169,	Tp. 26, Range 15,
Tp. 7B,	Tp. 175,	Tp. 26, Range 16,
Tp. 7C,	Tp. 176,	Tp. 26, Range 17,
Tp. 7D,	Tp. 182,	Tp. 26, Range 18,
Tp. 7E,	Tp. 188,	Tp. 26, Range 19,
Tp. 7F,	Tp. 195,	Tp. 26, Range 20,
Tp. 7G,	Tp. 196,	Tp. 26, Range 21,
Tp. 7H,	Tp. 201,	Tp. 26, Range 22,
Tp. 7Z,	Tp. 202,	Tp. 26, Range 23,
Tp. 43,	Tp. 22, Range 10,	Tp. 26, Range 24,
Tp. 45,	Tp. 22, Range 11,	Tp. 26, Range 25,
Tp. 46,	Tp. 22, Range 12,	Tp. 26, Range 26,
Tp. 47,	Tp. 22, Range 13,	Tp. 27, Range 12,
Tp. 48,	Tp. 22, Range 14,	Tp. 27, Range 13,
Tp. 49,	Tp. 23, Range 10,	Tp. 27, Range 14,
Tp. 51,	Tp. 23, Range 11,	Tp. 27, Range 16,

Tp. 27, Range 17,	Tp. 28, Range 27,	Tp. 30, Range 26,
Tp. 27, Range 18,	Tp. 29, Range 14,	Tp. 30, Range 27,
Tp. 27, Range 19,	Tp. 29, Range 15,	Tp. 31, Range 18,
Tp. 27, Range 20,	Tp. 29, Range 16,	Tp. 31, Range 19,
Tp. 27, Range 21,	Tp. 29, Range 17,	Tp. 31, Range 20,
Tp. 27, Range 22,	Tp. 29, Range 18,	Tp. 31, Range 21,
Tp. 27, Range 23,	Tp. 29, Range 19,	Tp. 31, Range 22,
Tp. 27, Range 24,	Tp. 29, Range 20,	Tp. 31, Range 23,
Tp. 27, Range 25,	Tp. 29, Range 21,	Tp. 31, Range 24,
Tp. 27, Range 26,	Tp. 29, Range 22,	Tp. 31, Range 25,
Tp. 28, Range 13,	Tp. 29, Range 23,	Tp. 31, Range 26,
Tp. 28, Range 14,	Tp. 29, Range 24,	Tp. 31, Range 27,
Tp. 28, Range 15,	Tp. 29, Range 25,	Tp. 32, Range 23,
Tp. 28, Range 16,	Tp. 29, Range 26,	Tp. 32, Range 24,
Tp. 28, Range 17,	Tp. 29, Range 27,	Tp. 32, Range 25,
Tp. 28, Range 18,	Tp. 30, Range 17,	Tp. 32, Range 26,
Tp. 28, Range 19,	Tp. 30, Range 18,	Tp. 32, Range 27,
Tp. 28, Range 20,	Tp. 30, Range 19,	Tp. 32, Range 28,
Tp. 28, Range 21,	Tp. 30, Range 20,	Tp. 33, Range 23,
Tp. 28, Range 22,	Tp. 30, Range 21,	Tp. 33, Range 24,
Tp. 28, Range 23,	Tp. 30, Range 22,	Tp. 33, Range 25,
Tp. 28, Range 24,	Tp. 30, Range 23,	Tp. 33, Range 26,
Tp. 28, Range 25,	Tp. 30, Range 24,	Tp. 33, Range 27,
Tp. 28, Range 26,	Tp. 30, Range 25,	Tp. 33, Range 28,

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of C'avet; thence south astronomically to the southwest corner of the Township of Johns; thence east along the south boundary of the Township of Johns to the northwest corner of the Township of Common; thence south along the west boundaries of the Townships of Common and Hunt to the southwest corner of the last-mentioned Township; thence west along the south boundary of the Township of Knowles to O.L.S. Speight's meridian of 1902; thence south along O.L.S. Speight's meridian of 1902 and its southerly production to the International Boundary; thence southeasterly and easterly following the said International Boundary through Lake Superior, the St. Mary River and the expansions thereof and the North Channel of Lake Huron to an angle of the said International Boundary in the North Channel of Lake Huron between Cockburn Island and Drummond Island; thence easterly in a straight line through the North Channel of Lake Huron to a point distant one and one-half miles south astronomically from the southwest extremity of Kenny Point of Innes Island; thence north 55° east astronomically five miles; thence east astronomically three miles; thence south 36° east astronomically five and one-half miles; thence north-easterly in a straight line to a point in the water's edge of the

North Channel of Lake Huron at the intersection of the production southerly of the west boundary of the Township of Harrow; thence north and northeasterly along the west boundary of the Township of Harrow to the southeast corner of the Township of Salter; thence westerly, southerly and westerly along the south boundary of the Township of Salter to the southeast corner of the Township of Victoria; thence north along the east boundary of the said Township to the northeast corner thereof; thence east along the south boundary of the Township of Tennyson to the southeast corner of the said Township; thence north astronomically to the northeast corner of Township numbered 125; thence east along the south boundary of Township "A" to the southeast corner thereof; thence north astronomically to the northeast corner of Township "D"; thence west astronomically to the northwest corner of Township "T"; thence north astronomically to the northeast corner of Township 7Z; thence west astronomically to the northeast corner of Township 23, Range 14; thence north astronomically to the northeast corner of Township 24, Range 22; thence west astronomically to the southwest corner of Township 24, Range 23; thence north astronomically to the northeast corner of the Township of Meath; thence east astronomically to the southeast corner of the Township of Loughheed; thence north astronomically to the northeast corner of the Township of Shanly; thence west astronomically to the southeast corner of the Township of Scholfield; thence north along the east boundaries of the Townships of Scholfield and Ebbs to the northeast corner of the last-mentioned Township; thence west astronomically to the northeast corner of the Township of Dowsley; thence north along the east boundaries of the Townships of McEwing and Arnott to the northeast corner of the last-mentioned Township; thence west astronomically to the southwest corner of the Township of Clavet, the point of commencement.

Provisional
Judicial
District of
Algoma.

The Territorial District of Algoma shall form the Provisional Judicial District of Algoma.

Boundary
line between
municipali-
ties of
Johnson,
etc., and
Plummer
defined.

The westerly boundary of the Huron Copper Bay and Mining Company's location is and has always been since the 25th day of April, 1890, the true and correct boundary line between the municipalities of Johnson, Tarbutt and Tarbutt Additional and the municipality of Plummer Additional.

Cochrane,

45.—THE TERRITORIAL DISTRICT OF COCHRANE shall consist of,—

- (a) the towns of Cochrane, Hearst, Iroquois Falls, Kapuskasing, Matheson, Smooth Rock Falls, Timmins;

(b) the geographic townships of,

Abbotsford,	Calvert,	Fauquier,
Acres,	Canfield,	Fenton,
Adair,	Cargill,	Fergus,
Adanac,	Carman,	Findlay,
Agassiz,	Carmichael,	Fintry,
Agate,	Carnegie,	Fleck,
Aitken,	Caron,	Ford,
Alexandra,	Carr,	Fortune,
Amery,	Carroll,	Fournier,
Ardagh,	Carscallen,	Fox,
Aubin,	Carss,	Frecheville,
Auden,	Case,	Freele,
Aurora,	Casgrain,	Fryatt,
Avon,	Casselman,	Fushimi,
Bannerman,	Challies,	Gaby,
Barker,	Chipman,	Galna,
Barlow,	Clavet,	Ganong,
Barnet,	Clay,	Garden,
Beardmore,	Clergue,	Gardiner,
Beatty,	Clive,	Garrison,
Beck,	Clute,	Geary,
Belford,	Cockshutt,	Gentles,
Beniah,	Cody,	German,
Berry,	Colquhoun,	Gill,
Bessborough,	Cook,	Glackmeyer,
Bicknell,	Côté,	Godfrey,
Birdsall,	Coulson,	Goldwin,
Blakelock,	Crawford,	Goodwin,
Blount,	Cumming,	Gowan,
Bond,	Currie,	Greer,
Bonis,	Dargavel,	Griffin,
Bourassa,	Deloro,	Guibord,
Bowman,	Dempsay,	Guilfoyle,
Bowyer,	De Pencier,	Gurney,
Boyce,	Devitt,	Habel,
Boyle,	Dokis,	Haggart,
Bradburn,	Duff,	Haight,
Bradette,	Dundonald,	Hambly,
Bradley,	Dunsmore,	Hamlet,
Bragg,	Dyer,	Haney,
Brain,	Ebbitt,	Hanlan,
Bristol,	Ecclestone,	Hanna,
Brower,	Edwards,	Harewood,
Burrell,	Egan,	Harker,
Burritt,	Eilber,	Harmon,
Burstall,	Elliott,	Heath,
Byers,	Emerson,	Hecla,
Caithness,	Enid,	Heighington,
Calder,	Evelyn,	Henderson,

Henley,	Macdiarmid,	Nettleton,
Hepburn,	Machin,	Newman,
Hicks,	Macklem,	Newmarket,
Hillmer,	Macvicar,	Nixon,
Hislop,	Magladery,	Noseworthy,
Hoblitzell,	Mahaffy,	Nova,
Hobson,	Maher,	O'Brien,
Hogg,	Mahoney,	Ogden,
Holloway,	Mann,	Oke,
Homuth,	Marathon,	Ophir,
Hopkins,	Marceau,	Orkney,
Horden,	Marriott,	Ossin,
Howells,	Marven,	Ottaway,
Hoyle,	Massey,	Owens,
Hurdman,	Matheson,	Parliament,
Hurtubise,	Maund,	Parnell,
Idington,	McAlpine,	Parr,
Inglis,	McBrien,	Pearce,
Ireland,	McCann,	Pickett,
Irish,	McCart,	Pinard,
Jamieson,	McCausland,	Pitt,
Jessop,	McCoig,	Playfair,
Kendall,	McCool,	Pliny,
Kendrey,	McCowan,	Potter,
Kennedy,	McCrea,	Poulett,
Kenning,	McCuaig,	Prosser,
Kerrs,	McKnight,	Purvis,
Kidd,	McLeister,	Pyne,
Kilmer,	McMillan,	Rand,
Kineras,	McQuibban,	Rapley,
Kingsmill,	Menapia,	Raven,
Kipling,	Mewhinney,	Raynar,
Kirkland,	Michaud,	Reaume,
Knox,	Milligan,	Reid,
Kohler,	Moberly,	Rickard,
Laidlaw,	Montcalm,	Ritchie,
Lamarche,	Moody,	Robb,
Lambert,	Moose,	Roebuck,
Lamplugh,	Morrow,	Rogers,
Landry,	Mortimer,	Rowlandson,
Langemarck,	Mountjoy,	Rykert,
Laughton,	Mowbray,	St. John,
Leitch,	Mulholland,	St. Laurent,
Lennox,	Mulloy,	Sanborn,
Lewers,	Mulvey,	Sanderson,
Lisgar,	Munro,	Sangster,
Little,	Murphy,	Sankey,
Loveland,	Nansen,	Sargeant,
Lowther,	Nassau,	Scapa,
Lucas,	Neely,	Scovil,
Mabee,	Nesbitt,	Seaton,

Seguin,	Stringer,	Tucker,
Selwyn,	Studholme,	Tully,
Shackleton,	Sulman,	Turnbull,
Shannon,	Sutcliffe,	Tweed,
Shaw,	Swanson,	Valentine,
Shearer,	Swartman,	Verdun,
Sheldon,	Sweatman,	Wacousta,
Sheraton,	Sweet,	Wadsworth,
Sherring,	Sydere,	Walker,
Shetland,	Syer,	Warden,
Shuel,	Tannahill,	Wark,
Singer,	Taylor,	Watson,
Slack,	Teefy,	Way,
Stapells,	Teetzel,	Webster,
Staples,	Thackeray,	Weichel,
Staunton,	Thomas,	Wesley,
Steele,	Thornburn,	Whitesides,
Stimson,	Thorning,	Whitney,
Stock,	Tisdale,	Wilhelmina,
Stoddart,	Tolmie,	Wilkie,
Storey,	Tomlinson,	Williamson,
Stoughton,	Torrance,	Winnington,
Strachan,	Traill,	Wright,

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of Clavet; thence north along the west boundaries of the Townships of Clavet and Boyce to the northwest corner of the last-mentioned Township; thence west along the south boundaries of the Townships of Henderson, Selwyn, Barlow, Goodwin, Chipman and Raynar to the southwest corner of the last-mentioned Township; thence north along the meridian run by O.L.S. Speight and van Nostrand in 1925 and its northerly production to the centre of the main channel of the Albany River; thence easterly, northerly and northeasterly along the centre of the main channel of the Albany River and the expansions thereof to the shore of James Bay; thence southeasterly, southerly, easterly and northeasterly along the shore of James Bay to its intersection with the Interprovincial Boundary between Ontario and Quebec; thence southerly along the said Interprovincial Boundary to the southeast corner of the Township of Dokis; thence west astronomically to the southwest corner of the Township of Whitesides; thence north along the west boundary of the Township of Whitesides to the northwest corner thereof; thence west astronomically to the southwest corner of the Township of Ossin; thence north astronomically to the northwest corner of the Township of Staples; thence west astronomically to the southwest corner of the Township of

Caithness; thence north along the west boundaries of the Townships of Caithness and Orkney to the northwest corner of the Township of Orkney; thence west astronomically to the southwest corner of the Township of Langemarck; thence north astronomical'y along the west boundary of the Townships of Langemarck and Storey to the northwest corner of the last-mentioned Township; thence west astronomically to the southwest corner of the Township of Clavet, the point of commencement.

Provisional
Judicial
District of
Cochrane.

The Territorial District of Cochrane shall form the Provisional Judicial District of Cochrane.

Kenora.

46.—THE TERRITORIAL DISTRICT OF KENORA

shall consist of,—

(a) the towns of Dryden, Keewatin, Kenora, Sioux Lookout;

(b) the geographic townships of,

Aubrey,	Ewart,	Malachi,
Avery,	Factor,	Manross,
Barrett,	Forgie,	McAree,
Benedickson,	Furniss,	McGeorge,
Big Island,	Gidley,	McIlraith,
Boys,	Glass,	McMeekin,
Bradshaw,	Godson,	McNevin,
Breithaupt,	Gour,	Melgund,
Bridges,	Grummett,	Melick,
Britton,	Gundy,	Mutrie,
Broderick,	Hartman,	Noyon,
Brownridge,	Haycock,	Osaquan,
Buller,	Hodgson,	Pelican,
Burk,	Hyndman,	Pellatt,
Cathcart,	Ignace,	Pettypiece,
Chartrand,	Isley,	Phillips,
Code,	Jackman,	Pickerel,
Colenso,	Jaffray,	Redditt,
Corman,	Jordan,	Redvers,
Coyle,	Kirkup,	Revell,
Daniel,	Ladysmith,	Rice,
Desmond,	Langton,	Rowell,
Devonshire,	Laval,	Rudd,
Dewan,	le May,	Rugby,
Docker,	Lomond,	Sanford,
Drayton,	MacFie,	Satterly,
Drope,	MacNicol,	Skey,
Echo,	MacQuarrie,	Slaght,
Eton,	Mafeking,	Smellie,

Southworth,	Van Horne,	Wauchope,
Stokes,	Vermilion,	Webb,
Temple,	Vermilion Add'l,	Willingdon,
Tustin,	Wabigoon,	Work,
Tweedsmuir,	Wainwright,	Zealand,
Umbach,		

together with all the remaining territory included within the following limits:—

Commencing at the 48th mile post on O.L.S. Niven's meridian line of 1890 in latitude $49^{\circ} 0' 6''$ north; thence due west 89 miles, 71 chains, 7 links more or less to the 18th mile post on O.L.S. Alexander Niven's 6th meridian line; thence due north along the said meridian line 6 miles to the 24th mile post thereon; thence due west along O.L.S. Gillon's base line of 1919 to the southeast angle of the Township of Godson and continuing west along the south boundary of the Township of Godson to the east shore of Sabaskong Bay of Lake of the Woods; thence westerly and southwesterly along the south shore of the said bay and along the east shore of the Lake of the Woods to where the same is intersected by the 49th degree parallel of north latitude; thence due west 15 miles more or less to the International Boundary between the Dominion of Canada and the United States of America; thence northerly and westerly along the said International Boundary to the Interprovincial Boundary between Ontario and Manitoba; thence due north along the said last-mentioned boundary to the middle of the main channel of the Winnipeg River; thence easterly upstream along the middle of the main channel of the Winnipeg and English Rivers and the lake expansions and along the middle of Lac Seul and Root River to the portage on the height of land; thence along the middle of the said portage to the waters flowing into Lake St. Joseph; thence along the middle of the main channel of Lake St. Joseph to O.L.S. Dobie's meridian line run in 1919; thence due south along the said last-mentioned meridian line and along O.L.S. Niven's meridian line run in 1890 to the point of commencement; and

(c) the Patricia Portion which shall consist of the geographic townships of,

Agnew,	Byshe,	Goodall,
Baird,	Connell,	Graves,
Ball,	Corless,	Heyson,
Balmer,	Costello,	Honeywell,
Bateman,	Dent,	Killala,
Belanger,	Dome,	Knott,
Birkett,	Earngey,	McCullagh,
Bowerman,	Fairlie,	McDonough,

McNaughton,	Ponsford,	Skinner,
Mitchell,	Ranger,	Todd,
Mulcahy,	Shaver,	Willans,

together with all the remaining territory included within the following limits:—

Commencing at the most northerly point of the westerly boundary of Ontario as determined by *The Canada (Ontario) Boundary Act, 1889*, Chapter 28, of the Statutes of 1889 of the United Kingdom (the said westerly boundary being the easterly boundary of Manitoba); thence continuing due north along the same meridian to the intersection thereof with the centre of the road allowance on the twelfth base line of the system of Dominion Land Surveys; thence northeasterly in a right line to the most eastern point of Island Lake as shown in approximate latitude $53^{\circ} 44'$ and longitude $93^{\circ} 40'$ on the "Berens River" map sheet No. 53 S.W. of the National Topographic Series of Canada, published on the scale of eight miles to one inch, in the year 1943, by the authority of the Minister of Mines and Resources; thence northeasterly in a right line to the point where the eighty-ninth meridian of west longitude intersects the southern shore of Hudson Bay; thence easterly and southerly following the shore of the said Bay to the point where the northerly boundary of Ontario as established under the said Act intersects the shore of James Bay; thence westward along the said boundary as established by the said Act to the place of commencement. (*See 1912, c. 3.*)

[NOTE: *As to provision for the administration of justice, registration of instruments, etc., in Patricia, see The Patricia Act, Rev. Stat., c. 5.*]

Provisional
Judicial
District of
Kenora.

The Territorial District of Kenora shall form the Provisional Judicial District of Kenora.

Manitoulin.

47.—THE TERRITORIAL DISTRICT OF MANITOULIN shall consist of,—

(a) the towns of Gore Bay, Little Current;

(b) the geographic townships of,

Allan,	Carlyle,	Killarney,
Assiginack,	Carnarvon,	Mills,
Barrie Island,	Cockburn Island,	Robinson,
Bidwell,	Dawson,	Rutherford,
Billings,	Gordon,	Sandfield,
Burpee,	Howland,	Sheguiandah,
Campbell,	Humboldt,	Tehkummah;

(c) the islands named,

Badgeley,	Great Cloche,	Sampson,
Bedford,	Green,	Squaw,
Burnt,	Heywood,	Strawberry,
Centre,	Hog,	Vankoughnet,
Clapperton,	Iroquois,	Vidal,
Club,	Little Cloche,	Wall,
Crescent,	Lonely,	Wardrobe,
Duck,	Lucas,	Wells,
East Rous,	McGregor,	West Rous,
Fitzwilliam,	Philip Edward,	Yeo,
George,	Rabbit,	

together with all the remaining territory included within the following limits:—

Commencing at the southeast corner of the Township of Humboldt; thence south astronomically forty miles; thence west astronomically to the International Boundary; thence northwesterly and northeasterly along the said International Boundary to an angle therein in the North Channel of Lake Huron between Cockburn Island and Drummond Island; thence easterly in a straight line through the North Channel of Lake Huron to a point distant one and one-half miles south astronomically from the southwest extremity of Kenny Point of Innes Island; thence north 55° east astronomically, five miles; thence east astronomically three miles; thence south 36° east astronomically five and one-half miles; thence northeasterly in a straight line to a point in the water's edge of the North Channel of Lake Huron at the intersection of the production southerly of the west boundary of the Township of Harrow; thence easterly and southerly following the water's edge of the said channel to the north boundary of the west part of the unsundered portion of the Whitefish River Indian Reserve No. 4; thence east along the said boundary and its production to the water's edge of the North Channel of Lake Huron; thence northerly, easterly and southerly following the said water's edge to the north boundary of the Township of Killarney; thence east along the north boundaries of the Townships of Killarney and Carlyle to the northeast corner of the last-mentioned Township; thence south along the east boundary of the Township of Carlyle to the northwest corner of the Township of Humboldt; thence east along the north boundary of the said Township to the northeast corner thereof; thence south along the east boundary of the Township of Humboldt to the southeast corner thereof, the point of commencement.

The Territorial District of Manitoulin shall form the Provisional Judicial District of Manitoulin.

Provisional
Judicial
District of
Manitoulin.

Muskoka.

48.—THE TERRITORIAL DISTRICT OF MUSKOKA

shall consist of,—

(a) the towns of Bala, Bracebridge, Gravenhurst, Huntsville;

(b) the villages of Port Carling, Port Sydney, Windermere;

(c) the geographic townships of,

Baxter,	Macaulay,	Ridout,
Brunel,	McLean,	Ryde,
Cardwell,	Medora,	Sinclair,
Chaffey,	Monck,	Stephenson,
Draper,	Morrison,	Stisted,
Franklin,	Muskoka,	Watt,
Freeman,	Oakley,	Wood,
Gibson,		

together with the islands in the Georgian Bay lying west of the said territory and adjacent thereto, and the islands in the Severn River lying northerly of the middle of the main channel of the Severn River and adjacent to the Townships of Baxter, Wood and Morrison.

Provisional
Judicial
District of
Muskoka.

The Territorial District of Muskoka shall form the Provisional Judicial District of Muskoka.

Nipissing.

49.—THE TERRITORIAL DISTRICT OF NIPISSING

shall consist of,—

(a) the City of North Bay;

(b) the towns of Bonfield, Cache Bay, Mattawa, Sturgeon Falls;

(c) the geographic townships of,

Airy,	Bastedo,	Bower,
Anglin,	Beaucage,	Boyd,
Angus,	Belfast,	Briggs,
Antoine,	Bertram,	Bronson,
Askin,	Best,	Burnaby,
Aston,	Biggar,	Butler,
Badgerow,	Bishop,	Butt,
Ballantyne,	Blyth,	Caldwell,
Banting,	Bonfield,	Calvin,
Barron,	Boulter,	Cameron,

Canisbay,	Hammell,	Olive,
Canton,	Hartle,	Olrig,
Cassels,	Hebert,	Osborne,
Chambers,	Hobbs,	Osler,
Charlton,	Hugel,	Papineau,
Chisholm,	Hunter,	Pardo,
Clancy,	Joan,	Parkman,
Clarkson,	Jocko,	Paxton,
Clement,	Kenny,	Peck,
Commanda,	Kirkpatrick,	Pedley,
Crerar,	La Salle,	Pentland,
Cynthia,	Latchford,	Phelps,
Dana,	Lauder,	Phyllis,
Deacon,	Law,	Poitrass,
Devine,	Le Roche,	Preston,
Dickens,	Lister,	Riddell,
Dickson,	Lockhart,	Sabine,
East Ferris,	Loudon,	Scholes,
Eddy,	Lyell,	Sisk,
Edgar,	Lyman,	Springer,
Eldridge,	Macpherson,	Sproule,
Falconer,	Master,	Stewart,
Fell,	Mattawan,	Strathcona,
Field,	McAuslan,	Strathy,
Finlayson,	McCallum,	Stratton,
FitzGerald,	McCraney,	Thistle,
Flett,	McLaren,	Torrington,
French,	McLaughlin,	Vogt,
Freswick,	McWilliams,	West Ferris,
Garrow,	Merrick,	White,
Gibbons,	Milne,	Widdifield,
Gladman,	Mulock,	Wilkes,
Gooderham,	Murchison,	Wyse,
Grant,	Niven,	Yates,
Guthrie,	Notman,	

together with all the remaining territory included within the following limits:—

Commencing at the southeast angle of the Township of Falconer; thence west along the south boundary of the said Township to the southwest corner thereof; thence north astronomically to the northwest corner of the Township of Macpherson; thence east along the north boundary of the Township of Macpherson to the southwest corner of the Township of Kirkpatrick; thence north astronomically to the northwest corner of the Township of Belfast; thence east along the north boundary of the Township of Belfast to the southwest corner of the Township of Le Roche; thence north along the west boundaries of the Townships of Le Roche and Canton to the northwest angle of the last-mentioned Town-

ship; thence east astronomically to the northeast corner of the Township of Best; thence south along the east boundaries of the Townships of Best and Cassels to the southeast corner of the last-mentioned Township; thence east along the north boundaries of the Townships of Eldridge and Hebert and its production easterly to the Interprovincial Boundary in Lake Timiskaming between Ontario and Quebec; thence along the said boundary southerly and southeasterly to the northeast angle of the Township of Cameron; thence southerly, westerly and southeasterly along the easterly boundaries of the Townships of Cameron and Deacon to the northwest angle of the Township of FitzGerald; thence easterly along the northerly boundary of the Township of FitzGerald to the northeast angle thereof; thence southerly along the easterly boundary of the Township of FitzGerald to the northwest angle of the Township of Edgar; thence easterly along the northerly boundary of the Township of Edgar to the northeast angle thereof; thence southerly along the easterly boundary of the Township of Edgar to the northwest angle of the Township of Bronson; thence easterly along the northerly boundary of the Township of Bronson to the northeast angle thereof; thence southerly along the easterly boundaries of the Townships of Bronson, Stratton and Master to the southeast angle of the last-mentioned Township; thence westerly along the southerly boundaries of the Townships of Master and Guthrie to the northeast angle of the Township of Dickens; thence southerly along the easterly boundary of the Township of Dickens to the southeast angle thereof; thence westerly along the southerly boundary of the Township of Dickens to the northeast angle of the Township of Lyell; thence southerly along the easterly boundary of the Township of Lyell to the southeast angle thereof; thence westerly along the southerly boundaries of the Townships of Lyell and Sabine to the southwest angle of the last-mentioned Township; thence northerly along the westerly boundaries of the Townships of Sabine and Airy to the northwest angle of the last-mentioned Township; thence westerly along the southerly boundaries of the Townships of Sproule, Canisbay, Peck and Finlayson to the southwest angle of the last-mentioned Township; thence northerly along the westerly boundary of the Township of Finlayson to the northwest angle thereof; thence easterly along the northerly boundary of the Township of Finlayson to the southwest angle of the Township of McCraney; thence northerly along the westerly boundaries of the Townships of McCraney, Butt, Paxton and Ballantyne to the northwest angle of the last-mentioned Township; thence easterly along the northerly boundary of the Township of Ballantyne to the southwest angle of the Township of Chisholm; thence northerly along the westerly boundaries of the Townships of Chisholm and East Ferris to the southerly boundary of the Township of West Ferris; thence westerly along the southerly

boundary of the Township of West Ferris to the water's edge of Lake Nipissing; thence westerly across Lake Nipissing in a straight line to a point in the middle of the main channel of the French River south of and off the easterly end of Blueberry Island; thence southwesterly along the centre lines of the main channel of the French River and that channel of the French River to the north of Okikendawt Island to the production easterly of the south boundary of the Township of Latchford; thence west along the said production and continuing west along the south boundary of the Township of Latchford to the southeast angle of the Township of Falconer, the point of commencement.

The Territorial District of Nipissing shall form the Provisional Judicial District of Nipissing.

Provisional
Judicial
District of
Nipissing.

50.—THE TERRITORIAL DISTRICT OF PARRY SOUND Parry Sound.

shall consist of,—

- (a) the towns of Kearney, Parry Sound, Powassan, Trout Creek;
- (b) the villages of Burk's Falls, Magnetawan, Rosseau, South River, Sundridge;
- (c) the geographic townships of,

Armour,	Hagerman,	Monteith,
Bethune,	Hardy,	Mowat,
Blair,	Harrison,	Nipissing,
Brown,	Henvey,	North Himsworth,
Burpee,	Humphry,	Patterson,
Burton,	Joly,	Perry,
Carling,	Laurier,	Pringle,
Chapman,	Lount,	Proudfoot,
Christie,	Machar,	Ryerson,
Conger,	McConkey,	Shawanaga,
Cowper,	McDougall,	South Himsworth,
Croft,	McKellar,	Spence,
Ferguson,	McKenzie,	Strong,
Ferrie,	McMurrich,	Wallbridge,
Foley,	Mills,	Wilson,
Gurd,		

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of Conger; thence easterly along the southerly boundaries of the

Townships of Conger and Humphry to the southeast corner of the Township of Humphry; thence northerly along the easterly boundary of the Township of Humphry to the northeast corner of the said Township; thence easterly along the southerly boundaries of the Townships of Monteith, McMurrich, Perry and Bethune to the southeast corner of the last-mentioned Township; thence northerly along the easterly boundaries of the Townships of Bethune, Proudfoot, Joly and Laurier to the northeast angle of the last-mentioned Township; thence easterly along the southerly boundary of the Township of South Himsworth to the southeast angle thereof; thence northerly along the easterly boundaries of the Townships of North Himsworth and South Himsworth to the northeast angle of the last-mentioned Township; thence westerly along the northerly boundary of the Township of North Himsworth to the water's edge of Lake Nipissing; thence westerly across Lake Nipissing in a straight line to a point in the centre of the main channel of the French River south of and off the easterly end of Blueberry Island; thence southwesterly along the centre lines of the main channel of the French River and that channel of the French River to the north of Okikendawt Island and along that channel of the French River that lies adjacent to the south boundaries of the Townships of Scollard, Mason, Bigwood, Allen and Struthers to the southerly production of the east boundary of the Township of Travers; thence north along said production to the water's edge of the said channel; thence southwesterly, westerly and southwesterly following the water's edge of the said channel and the water's edge of Georgian Bay of Lake Huron to the west boundary of the Township of Travers; thence easterly and southerly along the northerly and easterly shores of Georgian Bay to the southwest angle of the Township of Conger, the point of commencement, and including all islands lying opposite to the said northerly and easterly shores of Georgian Bay.

Provisional Judicial District of Parry Sound. The Territorial District of Parry Sound shall form the Provisional Judicial District of Parry Sound.

Rainy River. 51.—THE TERRITORIAL DISTRICT OF RAINY RIVER

shall consist of,—

(a) the towns of Fort Frances, Rainy River;

(b) the geographic townships of,

Asmussen,	Baker,	Blue,
Atwood,	Barwick,	Burriss,
Aylsworth,	Bennett,	Carpenter,

Claxton,	✓ Mather,	Roddick,
Croome,	Mathieu,	Roseberry,
Crozier,	McCaul,	Rowe,
Curran,	McCrosson,	Schwenger,
Dance,	McIrvine,	Senn,
Devlin,	McLarty,	Shenston,
Dewart,	Menary,	Sifton,
Dilke,	Miscampbell,	Spohn,
Dobie,	Morley,	Sutherland,
Farrington,	Morley Additional	Tait,
Fleming,	Morson,	Tanner,
Freeborn,	Nelles,	Tovell,
Griesinger,	Pattullo,	Trottier,
Halkirk,	Potts,	Watten,
Hutchinson,	Pratt,	Weaver,
Kingsford,	Ramsay Wright,	Woodyatt,
Lash,	Richardson,	Worthington,

together with all the remaining territory included within the following limits:—

Commencing where the westerly boundary of the District of Thunder Bay intersects the International Boundary between the Dominion of Canada and the United States of America in Saganaga Lake; thence due north along the said district boundary to the 48th mile post thereon in latitude 49° 0' 6" north; thence due west 89 miles, 71 chains, 7 links, more or less to the 18th mile post on O.L.S. Alexander Niven's 6th meridian line; thence due north along the said meridian line 6 miles to the 24th mile post thereon; thence due west along O.L.S. Gillon's base line of 1919 to the northeast angle of the Township of McLarty and continuing west along the north boundaries of the Townships of McLarty and Claxton and the westerly production thereof to the east shore of Sabaskong Bay of the Lake of the Woods; thence westerly and south-westerly along the south shore of the said bay and along the east shore of the Lake of the Woods to where the same is intersected by the 49th degree parallel of north latitude; thence due west 15 miles more or less to the said International Boundary; thence southerly along the said International Boundary to the mouth of the Rainy River; thence southeasterly and easterly up the Rainy River along the said International Boundary to Rainy Lake; thence easterly, southerly and southeasterly following the said International Boundary through Rainy Lake and the several lakes, rivers and portages along the International Boundary, to the place of beginning.

The Territorial District of Rainy River shall form the Provisional Judicial District of Rainy River.

Provisional
Judicial
District of
Rainy River.

Sudbury.

52.—THE TERRITORIAL DISTRICT OF SUDBURY

shall consist of,—

- (a) the City of Sudbury;
- (b) the towns of Capreol, Chelmsford, Coniston, Copper Cliff, Frood Mine, Levack, Massey, Webbwood;
- (c) the geographic townships of,

Abbey,	Blamey,	Clifton,
Abney,	Blewett,	Cochrane,
Acadia,	Blezard,	Collins,
Acheson,	Bonar,	Collishaw,
Addison,	Borden,	Comox,
Admiral,	Botha,	Connaught,
Afton,	Bowell,	Coppell,
Alcona,	Brackin,	Copperfield,
Alcorn,	Breadner,	Cortez,
Allen,	Brebeuf,	Cosby,
Alton,	Broder,	Cosens,
Amyot,	Browning,	Cotton,
Antrim,	Brunswick,	Cox,
Appleby,	Brutus,	Craig,
Arbutus,	Buckland,	Creelman,
Arden,	Burrows,	Creighton,
Armagh,	Burwash	Crockett,
Asquith,	Busby,	Crothers,
Athlone,	Cabot,	Cunningham,
Attlee,	Caen,	Curtin,
Awrey,	Calais,	Dale,
Aylmer,	Capreol,	D'Arcy,
Bader,	Carew,	Davis,
Baldwin,	Carter,	de Gaulle,
Balfour,	Cartier,	Delamere,
Baltic,	Carty,	Delhi,
Barclay,	Cascaden,	Delmage,
Battersby,	Casimir,	DeMorest
Baynes,	Cavell,	Denison,
Beaumont,	Ceylon,	Dennie,
Beemer,	Chalet,	Denyes,
Benneweis,	Champagne,	DesRosiers
Benton,	Chapléau,	Dieppe,
Beresford,	Chaplin,	Dill,
Beulah,	Cherriman,	Dore,
Bevin,	Chester,	Dowling,
Bigelow,	Chewett,	Drury,
Biggs,	Churchill,	Dryden,
Bigwood,	Clary,	Dublin,
Biscotasi,	Cleland,	Dunbar,

Dundee,	Groves,	Kemp,
Dunlop,	Haddo,	Kenogaming,
Dunnet,	Haentschel,	Ki patrick,
Durban,	Hagar,	Kitchener,
Earl,	Halcrow,	Lackner,
Eden,	Halifax,	La Fleche,
Edinburgh,	Hall,	Lampman,
Edith,	Hallam,	Lang,
Eisenhower,	Halliday,	Laura,
Elizabeth,	Halsey,	Leask,
Ellis,	Hanmer,	Leeson,
Emerald,	Hardiman,	Leinster,
Emo,	Harrow,	Lemoine,
English,	Hart,	Levack
Eric,	Harty,	Lincoln
Ermatinger,	Hassard,	Lipsett,
Esther,	Hawley,	Lloyd,
Ethel,	Hazen,	Londonderry,
Evans,	Heenan,	Lorne,
Fairbairn,	Hellyer,	Loughrin,
Fairbank,	Hendrie,	Louise,
Falconbridge,	Hennessy,	Lumsden,
Faust,	Henry,	Macbeth,
Fawcett,	Hess,	Mackelcan,
Fawn,	Hill,	MacIennan,
Fingal,	Hodgetts,	Macmurchy,
Floranna,	Hoey,	Mageau,
Foleyet,	Hong Kong,	Mallard,
Foster,	Hornell,	Manning,
Foy,	Horwood,	Marconi,
Fraleck,	Hoskin,	Margaret,
Frater,	Howey,	Marion,
Frechette,	Hubbard,	Marquette,
Frey,	Huffman,	Marshall,
Fulton,	Hutt,	Marshay,
Gallagher,	Hutton,	Martland,
Gamey,	Hyman,	Mason,
Gardhouse,	Invergarry,	Mattagami,
Garibaldi,	Inverness,	May,
Garnet,	Iris,	McBride,
Garson,	Ivanhoe,	McCarthy,
Garvey,	Ivy,	McConnell,
Genoa,	Jack,	McGee,
Gilbert,	Janes,	McKim,
Gladwin,	Jasper,	McKinnon,
Goschen,	Jennings,	McLeod,
Gough,	Joffre,	McNamara,
Gouin,	Keith,	McNaught,
Graham,	Ke' y,	McNish,
Greenlaw,	Kelso,	McOwen,
Grigg,	Kelvin,	McPhail,

Melrose,	Rennie,	Totten,
Merritt,	Rhodes,	Travers,
Middleboro,	Roberts,	Trill,
Miramichi,	Roblin,	Triquet,
Missinaibi,	Rollo,	Truman,
Moffat,	Roosevelt,	Turner,
Moher,	Sadler,	Tyrone,
Moncrieff,	St. Louis,	Ulster,
Mond,	Sale,	Unwin,
Mongowin,	Salter,	Valin,
Morgan,	Sandy,	Vernon,
Morse,	Scadding,	Vrooman,
Mountbatten,	Scollard,	Wakami,
Muldrew,	Scotia,	Waldie,
Munster,	Seagram,	Warren,
Murdock,	Secord,	Waters,
Muskego,	Selby,	Westbrook,
Nairn,	Selkirk,	Whalen,
Natal,	Semple,	Whigham,
Neelon,	Servos,	Wigle,
Neville,	Sewell,	Wisner,
Newton,	Shakespeare,	Yeo,
Nimitz,	Sheard,	Zavitz,
Noble,	Shelburne,	Tp. 6,
Norman,	Shelley,	Tp. 7,
Northrup,	Shenango,	Tp. 8,
Nurse,	Sheppard,	Tp. 8A,
Oates,	Sherlock,	Tp. 8B,
Ogilvie,	Silk,	Tp. 8C,
Onaping,	Singapore,	Tp. 8D,
Oswald,	Sladen,	Tp. 8E,
Osway,	Smuts,	Tp. 8F,
Panet,	Snider,	Tp. 8G,
Parker,	Somme,	Tp. 8H,
Parkin,	Sothman,	Tp. 8Z,
Pattinson,	Stalin,	Tp. 9,
Paudash,	Stetham,	Tp. 9A,
Paul,	Stobie,	Tp. 9B,
Penhorwood,	Stover,	Tp. 9C,
Peters,	Stralak,	Tp. 9D,
Pinogami,	Strathearn,	Tp. 9E,
Porter,	Street,	Tp. 9F,
Potier,	Struthers,	Tp. 9G,
Racine,	Stull,	Tp. 9H,
Ramsden,	Swayze,	Tp. 9Z,
Raney,	Sweeny,	Tp. 10A,
Rathbun,	Telfer,	Tp. 10B,
Ratter,	Tilton,	Tp. 10C,
Rayside,	Togo,	Tp. 10D,
Reeves,	Tooms,	Tp. 10E,
Regan,	Topham,	Tp. 10F,

Tp. 10G,	Tp. 13H,	Tp. 23, Range 23,
Tp. 10H,	Tp. 19,	Tp. 28,
Tp. 11B,	Tp. 22,	Tp. 29,
Tp. 11C,	Tp. 22, Range 15,	Tp. 32,
Tp. 11D,	Tp. 22, Range 16,	Tp. 35,
Tp. 11E,	Tp. 22, Range 17,	Tp. 36,
Tp. 11F,	Tp. 22, Range 18,	Tp. 37,
Tp. 11G,	Tp. 22, Range 19,	Tp. 44,
Tp. 11H,	Tp. 22, Range 20,	Tp. 107,
Tp. 12,	Tp. 23, Range 15,	Tp. 108,
Tp. 12E,	Tp. 23, Range 16,	Tp. 114,
Tp. 12F,	Tp. 23, Range 17,	Tp. 115,
Tp. 12G,	Tp. 23, Range 18,	Tp. 118,
Tp. 12H,	Tp. 23, Range 19,	Tp. 119,
Tp. 13G,	Tp. 23, Range 20,	Tp. 120,

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of Harrow; thence northerly and westerly along the west boundary of the Township of Harrow to the southeast corner of the Township of Salter; thence westerly, southerly and westerly along the south boundary of the Township of Salter to the southwest corner of the said Township; thence north along the west boundary of the Township of Salter to the northwest corner thereof; thence east along the north boundary of the Township of Salter to the northeast corner of the said Township; thence north astronomically to the northwest corner of Township 120; thence east along the north boundary of the said Township to the northeast corner thereof; thence north astronomically to the northwest corner of the Township of Dennie; thence west astronomically to the southwest corner of the Township of Comox; thence north astronomically to the southwest corner of the Township of Hubbard; thence west astronomically to the southwest corner of Township 23, Range 15; thence north astronomically to the northwest corner of the Township of Cosens; thence west along the south boundary of Township 23, Range 23, to the southwest corner thereof; thence north astronomically to the northwest corner of the Township of Rennie; thence east astronomically to the northeast corner of the Township of Frey; thence south astronomically to the northwest corner of the Township of Crothers; thence east astronomically to the northeast corner of the Township of Zavitz; thence south astronomically to the northwest corner of the Township of Stull; thence east astronomically to the northeast corner of the Township of Sladen; thence south astronomically to the southeast corner of the Township of Delhi; thence west along the south boundary of the Township of Delhi to the northeast corner of the Township of Armagh; thence south astronomically to the

southeast corner of the Township of Dunnet; thence west along the south boundary of the Township of Dunnet to the northeast corner of the Township of Casimir; thence south astronomically to the southeast corner of the Township of Martland; thence east along the north boundary of the Township of Scollard and its production easterly to the centre line of the channel of the French River to the north of Okikendawt Island; thence southwesterly along the centre line of the said channel of the French River that lies adjacent to the south boundaries of the Townships of Scollard, Mason, Bigwood, Allen and Struthers to the southerly production of the east boundary of the Township of Travers; thence north along the said production to the water's edge of the said channel; thence southwesterly, westerly and southwesterly following the water's edge of the said channel and the water's edge of Georgian Bay to the west boundary of the Township of Travers; thence north along the west boundaries of the Townships of Travers and Kilpatrick to the northwest corner of the last-mentioned Township; thence west along the south boundary of the Township of Sale to the southwest corner thereof; thence north along the west boundary of the Township of Sale to the southeast corner of the Township of Goschen; thence west along the south boundaries of the Townships of Goschen, Stalin, Roosevelt and Curtin to the water's edge of the North Channel of Lake Huron; thence northerly, westerly and southerly following the said water's edge to its intersection with the production easterly of the north boundary of the west part of the unsundered portion of the Whitefish Indian Reserve No. 4; thence west along the said production and continuing west along the said north boundary to the water's edge of the North Channel of Lake Huron; thence northerly and westerly along the said water's edge to its intersection with the production southerly of the west boundary of the Township of Harrow; thence north along the said production to the southwest corner of the Township of Harrow, the point of commencement.

Provisional
Judicial
District of
Sudbury.

The Territorial District of Sudbury shall form the Provisional Judicial District of Sudbury.

Thunder
Bay.

53.—THE TERRITORIAL DISTRICT OF THUNDER BAY

shall consist of,—

(a) the cities of Fort William, Port Arthur;

(b) the Town of Geraldton;

(c) the geographic townships of,

Abrey,	Adrian,	Alpha,
Adamson,	Aldina,	Ames,

Ashmore,
 Atikameg,
 Bain,
 Barbara,
 Bégin,
 Bell,
 Benner,
 Bertrand,
 Bickle,
 Blackwell,
 Blake,
 Booth,
 Boucher,
 Bryant,
 Bulmer,
 Byron,
 Chevrier,
 Church,
 Cockeram,
 Colliver,
 Colter,
 Coltham,
 Conacher,
 Conant,
 Conmee,
 Croll,
 Crooks,
 Daley,
 Danford,
 Devon,
 Dorion,
 Dorothea,
 Duckworth,
 Dye,
 Elmhirst,
 Errington,
 Esnagami,
 Eva,
 Exton,
 Fallis,
 Fauteux,
 Fernow,
 Fletcher,
 Flood,
 Forbes,
 Fowler,
 Fraleigh,
 Fulford,
 Furlonge,
 Gibbard,
 Gillies,

Glen,
 Goldie,
 Golding,
 Goodfellow,
 Gorham,
 Goulet,
 Graydon,
 Gzowski,
 Hagey,
 Haines,
 Hanniwell,
 Hardwick,
 Hartington,
 Heathcote,
 Hele,
 Hipel,
 Hogarth,
 Homer,
 Horne,
 Houck,
 Innes,
 Inwood,
 Irwin,
 Jacques,
 Jean,
 Joynt,
 Jutten,
 Kilkenny,
 Kirby,
 Kitto,
 Klotz,
 Knowles,
 Kowkash,
 Lamport,
 Langworthy,
 Lapierre,
 Laurie,
 Ledger,
 Leduc,
 Legault,
 Leslie,
 Lindsley,
 Lismore,
 Low,
 Lybster,
 Lyon,
 MacGregor,
 Manion,
 Marks,
 McComber,
 McCubbin,

McGill,
 McGillis,
 McIntyre,
 McIvor,
 McKelvie,
 McLaurin,
 McMaster,
 McQuesten,
 McTavish,
 Meader,
 Meinzinger,
 Michener,
 Mikano,
 Moss,
 Nakina,
 Neebing,
 Nipigon,
 Oakes,
 Oboshkegan,
 O'Connor,
 Oliver,
 O'Meara,
 Paipoonge,
 Pardee,
 Parent,
 Parry,
 Paska,
 Patrick,
 Pearson,
 Pic,
 Pifher,
 Poisson,
 Purdom,
 Pyramid,
 Rickaby,
 Robbins,
 Robson,
 Rupert,
 Sackville,
 Salsberg,
 Sandra,
 Savanne,
 Savant,
 Scoble,
 Shabotik,
 Sibley,
 Smye,
 Soper,
 Stedman,
 Stirling,
 Strange,

Summers,	Tp. 73,	Tp. 83,
Trewartha,	Tp. 74,	Tp. 84,
Upsala,	Tp. 75,	Tp. 85,
Vincent,	Tp. 76,	Tp. 86,
Vivian,	Tp. 77,	Tp. 87,
Walters,	Tp. 78,	Tp. 88,
Ware,	Tp. 79,	Tp. 89,
Tp. 70,	Tp. 80,	Tp. 90,
Tp. 71,	Tp. 81,	Tp. 91,
Tp. 72,	Tp. 82,	Tp. 92,

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of Clavet; thence south astronomically to the southwest corner of the Township of Johns; thence east along the south boundary of the Township of Johns to the northwest corner of the Township of Common; thence south along the west boundaries of the Townships of Common and Hunt to the southwest corner of the last-mentioned Township; thence west along the south boundary of the Township of Knowles to O.L.S. Speight's meridian of 1902; thence south along O.L.S. Speight's meridian of 1902 and its southerly production to the International Boundary; thence northwesterly, southwesterly and westerly following the International Boundary to a point in Saganaga Lake where the said boundary is intersected by the southerly production of O.L.S. Niven's meridian line of 1890; thence due north along the said production and continuing along O.L.S. Niven's meridian line of 1890 and the northerly production of the said line, as surveyed by O.L.S. Dobie in 1919 to the centre of the main channel of the waters of Lake St. Joseph; thence north-easterly along the centre of the main channel of Lake St. Joseph and the Albany River, and the expansions thereof, to the intersection of the northerly production of the meridian surveyed by O.L.S. Speight and van Nostrand in 1925; thence south along the said production and continuing along the meridian run by O.L.S. Speight and van Nostrand in 1925 to the northwest corner of the Township of Bain; thence east astronomically to the northeast corner of the Township of Bell; thence south along the western boundary of the Townships of Boyce and Clavet to the southwest corner of the Township of Clavet, the point of commencement.

Provisional
Judicial
District of
Thunder
Bay.

The Territorial District of Thunder Bay shall form the Provisional Judicial District of Thunder Bay.

54.—THE TERRITORIAL DISTRICT OF TIMISKAMING

Timis-
kaming.

shall consist of,—

(a) the towns of Charlton, Cobalt, Englehart, Hailey-bury, Latchford, New Liskeard;

(b) the Village of Thornloe;

(c) the geographic townships of,

Adams,	Coleman,	James,
Alma,	Corkill,	Katrine,
Argyle,	Corley,	Keefer,
Armstrong,	Dack,	Kerns,
Arnold,	Dane,	Kimberley,
Auld,	Davidson,	Kittson,
Baden,	Denton,	Klock,
Banks,	Donovan,	Knight,
Bannockburn,	Doon,	Langmuir,
Barber,	Douglas,	Lawson,
Barr,	Doyle,	Lebel,
Bartlett,	Dufferin,	Leckie,
Bayly,	Dunmore,	Lee,
Beauchamp,	Dymond,	Leith,
Ben Nevis,	Eby,	Leo,
Benoit,	Eldorado,	Leonard,
Bernhardt,	Evanturel,	Lorrain,
Bisley,	Fallon,	Lundy,
Black,	Farr,	Maisonville,
Blackstock,	Fasken,	Marquis,
Blain,	Firstbrook,	Marter,
Bompas,	Flavelle,	McArthur,
Boston,	Fripp,	McElroy,
Brethour,	Gamble,	McEvay,
Brewster,	Gauthier,	McFadden,
Brigstocke,	Geikie,	McGarry,
Bryce,	Gillies Limit,	McGiffin,
Bucke,	Grenfell,	McKeown,
Burt,	Gross,	McNeil,
Cairo,	Harley,	McVittie,
Cane,	Harris,	Medina,
Casey,	Haultain,	Melba,
Catharine,	Hearst,	Michie,
Chamberlain,	Henwood,	Mickle,
Charters,	Hillary,	Midlothian,
Childerhose,	Hilliard,	Milner,
Chown,	Hincks,	Montrose,
Cleaver,	Holmes,	Morel,
Clifford,	Hudson,	Morrisette,
Cole,	Ingram,	Mulligan,

Musgrove,	Raymond,	Terry,
Nicol,	Reynolds,	Thorneloe,
Nordica,	Roadhouse,	Timmins,
North Williams,	Robertson,	Tolstoi,
Ossian,	Robillard,	Trethewey,
Otto,	Rorke,	Truax,
Pacaud,	Savard,	Tudhope,
Pense,	Sharpe,	Tyrrell,
Pharand,	Sheba,	Van Hise,
Pontiac,	Shillington,	van Nostrand,
Powell,	Skead,	Wallis,
Price,	Smyth,	Whitson,
Rankin,	South Lorrain,	Willet,
Ratray,	Speight,	Willison,
Ray,	Teck,	Yarrow,

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of South Lorrain; thence north along the west boundary of the said Township to the northwest corner thereof; thence west astronomically to the southeast corner of the Township of Brigstocke and continuing west along the south boundaries of Brigstocke, Cole and Medina to the southwest corner of the last-mentioned Township; thence north along the west boundary of the Township of Medina to the northwest corner thereof; thence west astronomically to the southwest corner of the Township of Dufferin; thence north astronomically to the southeast corner of the Township of Geikie; thence west astronomically to the southwest corner of the Township of Pharand; thence north along the west boundaries of the Townships of Pharand, Hillary and Keefer to the northwest corner of the last-mentioned Township; thence east astronomically to the Interprovincial Boundary between Ontario and Quebec; thence south and southerly along the said Interprovincial Boundary to a point on the production easterly of the south boundary of the Township of South Lorrain; thence west along the said production and continuing along the south boundary of the Township of South Lorrain to the southwest corner thereof, the point of commencement.

Provisional
Judicial
District of
Timiskaming.

The Territorial District of Timiskaming shall form the Provisional Judicial District of Timiskaming. R.S.O. 1937, c. 3, s. 1; 1945, c. 26, s. 1; 1946, c. 98, s. 1, *amended*.

Additional
municipalities
in territorial
districts.

2. In addition to the municipalities mentioned in section 1 as being included in the territorial districts, such districts shall also include the municipalities listed hereunder:

1.—THE TERRITORIAL DISTRICT OF ALGOMA Algoma.

includes the townships of,—

Day and Bright	Macdonald and	Tarbutt and Tar-
Additional,	Meredith,	butt Additional,
Hilton,	Plummer	Tarentorus,
Jocelyn,	Additional,	Thessalon and
Johnson,	Prince,	Lefroy,
Korah,	St. Joseph,	Thompson,
Laird,		Wicksteed.

2.—THE TERRITORIAL DISTRICT OF COCHRANE Cochrane.

includes,—

(a) the improvement districts of Kingham (part),
Mountjoy;

(b) the townships of,

Calvert,	Playfair,	Tisdale,
Fauquier,	Shackleton and	Whitney,
Glackmeyer,	Machin,	Black River.

3.—THE TERRITORIAL DISTRICT OF KENORA Kenora.

includes,—

(a) the Improvement District of Sioux Narrows;

(b) the townships of,—

Ignace,	Machin,
Jaffray and Melick,	Van Horne.

4.—THE TERRITORIAL DISTRICT OF Manitoulin.
MANITOULIN

includes the townships of,—

Assiginack,	Carnarvon,	Rutherford and
Barrie Island,	Cockburn Island,	George Island,
Billings and part	Gordon and part of	Sandfield,
of Allan,	Allan,	Tehkummah.
Burpee,	Howland,	

5.—THE TERRITORIAL DISTRICT OF MUSKOKA Muskoka.

includes the townships of,—

Brunel,	Macaulay,	Oakley,
Cardwell,	McLean,	Ridout,
Chaffey,	Medora and Wood,	Ryde,
Draper,	Monck,	Stephenson,
Franklin,	Morrison,	Stisted,
Freeman,	Muskoka,	Watt.

Nipissing.

6.—THE TERRITORIAL DISTRICT OF NIPISSING

includes,—

(a) the Improvement District of Cameron;

(b) the townships of,

Bonfield,	East Ferris,	Springer,
Caldwell,	Field,	West Ferris,
Calvin,	Mattawan,	Widdifield.
Chisholm,	Papineau,	

Parry Sound.

7.—THE TERRITORIAL DISTRICT OF
PARRY SOUND.

includes the townships of,—

Armour,	Humphry,	Nipissing,
Carling,	Joly,	North Himsworth,
Chapman,	Machar,	Perry,
Christie,	McDougall,	Ryerson,
Foley,	McKellar,	South Himsworth,
Hagerman,	McMurrich,	Strong.

Rainy River.

8.—THE TERRITORIAL DISTRICT OF
RAINY RIVER

includes,—

(a) the improvement districts of Atikokan, Kingsford;

(b) the townships of,

Alberton,	Emo,	Morley and
Atwood,	Lavallee,	Pattullo,
Blue,	McCrosson and	Morson,
Chapple,	Tovell,	Worthington.
Dilke,	McIrvine,	

Sudbury.

9.—THE TERRITORIAL DISTRICT OF SUDBURY

includes,—

(a) the Improvement District of Renabie;

(b) the townships of,

Baldwin,	Drury, Denison	Neelon and Garson,
Balfour,	and Graham,	Ratter and
Blezard,	Hagar,	Dunnet,
Casimir, Jennings	Hallam,	Rayside,
and Appleby,	Hanmer,	Salter, May and
Chapleau,	Martland,	Harrow,
Cosby and Mason,	McKim,	Waters.
Dowling,	Nairn,	

10—THE TERRITORIAL DISTRICT OF THUNDER BAY

Thunder
Bay.

includes,—

(a) the improvement districts of Beardmore, Marathon,
Red Rock, Terrace Bay;

(b) the townships of,

Conmee,	Nipigon,	Paipoonge,
Gillies,	O'Connor,	Schreiber,
Neebing,	Oliver,	Shuniah.

11.—THE TERRITORIAL DISTRICT OF TIMISKAMING

Timis-
kaming.

includes,—

(a) the improvement districts of Gauthier, Kingham
(part), McGarry;

(b) the townships of,

Armstrong,	Dack,	Hudson,
Brethour,	Dymond,	James,
Bucke,	Evanturel,	Kerns,
Casey,	Harley,	Larder Lake,
Chamberlain,	Harris,	Matachewan,
Coleman,	Hilliard,	Teck.

3. Notwithstanding the express mention herein of certain municipalities as being included in certain counties and districts, every such county and district shall include any other municipality situate within the limits thereof. R.S.O. 1937, c. 3, s. 2, *amended*.

Inclusion of
municipal-
ties although
not men-
tioned.

UNITED COUNTIES, ETC.

4.—(1) For municipal, judicial and all purposes not otherwise provided for by law, the following counties shall continue to form unions of counties:—

United
counties.

1. Stormont, Dundas and Glengarry;

2. Leeds and Grenville;

3. Northumberland and Durham;

4. Prescott and Russell. R.S.O. 1937, c. 3, s. 3 (1).

(2) Each of such unions of counties under the name of the United Counties of . . . and (naming them), shall for all purposes, so long as such counties remain united, have in common, as if one county, all courts,

Courts,
offices and
institutions.

offices and institutions established by law, pertaining to counties. R.S.O. 1937, c. 3, s. 4.

Cities and towns.

5. For judicial purposes every city shall be united to and form part of the county within the limits whereof it is situate; but for municipal purposes such cities, and all towns and other municipalities withdrawn from the jurisdiction of the county, shall not form part of the counties in which they are respectively situate. R.S.O. 1937, c. 3, s. 3 (2), *amended*.

BOUNDARIES OF TOWNSHIPS LYING ON CERTAIN LAKES AND RIVERS.

Limits of townships bounded by certain lakes and rivers.

6.—(1) Except as provided in subsections 2 and 3 the limits of all the townships lying on the St. Lawrence River, Lake Ontario, Niagara River, Lake Erie, the Detroit River, Lake St. Clair, the St. Clair River, Lake Huron (not including the Georgian Bay), the St. Mary River and Lake Superior (not including Thunder Bay, Black Bay and Nipigon Bay), shall extend to the boundary of the Province in such lake or river, in prolongation of the outlines of each township respectively; and unless herein otherwise provided, such townships shall also include all the islands, the whole or the greater part of which are comprised within the said outlines so prolonged.

Exception.

(2) Subsection 1 shall not apply to that part of Ontario at the head of Lake Ontario lying west of the east boundary of the County of York produced southerly to the International Boundary, but in that part the limits of all townships on either side of the Lake shall extend to a line drawn from the intersection of the east boundary of the County of York produced with the International Boundary, westerly to the old outlet of Hamilton Harbour.

Rev. Stat., c. 96.

(3) Subject to *The Long Point Park Act* the Township of South Walsingham shall include the whole of Long Point. R.S.O. 1937, c. 3, s. 5, *amended*.

Limits of townships on the Ottawa.

7. The limits of the townships lying on the Ottawa River shall in like manner extend to the boundary between Ontario and Quebec. R.S.O. 1937, c. 3, s. 6, *amended*.

Limits of townships in Glengarry.

8. The limits of the townships in the County of Glengarry shall in like manner extend to the middle of Lake St. Francis, and to the middle of the main channel of the St. Lawrence River, and unless herein otherwise provided, shall also include every island, the whole or the greater part of which is comprised within the outlines of such townships so prolonged. R.S.O. 1937, c. 3, s. 7, *amended*.

9.—(1) The limits of the townships on the Bay of Quinte, the Georgian Bay, Thunder Bay, Black Bay and Nipigon Bay, the Trent River and its lakes, Lake Simcoe, the Severn River, the Rideau River and its lakes, the Thames River, the Grand River, and any other rivers, lakes and bays not hereinbefore mentioned, shall in like manner extend to the middle of such lakes and bays, and to the middle of the main channels of such rivers respectively, and unless herein otherwise provided, shall also include every island, the whole or the greater part of which is comprised within the outlines of such township so prolonged. R.S.O. 1937, c. 3, s. 8, *amended*.

Limits of townships on Bay of Quinte and on other bays, lakes and rivers.

(2) Notwithstanding subsection 1,—

Exceptions.

- (a) the extended east limit of the Township of Carling and the extended west limit of the Township of McDougall in the waters of Parry Sound is defined by a line drawn south $20^{\circ} 52'$ east astronomically from the southeast corner of Lot 6, Concession 10 in the Township of Carling; and
- (b) the extended south limits of the Townships of McDougall and Carling and the extended north limit of the Township of Cowper in the waters of Parry Sound and the Georgian Bay is defined by a line drawn south $69^{\circ} 8'$ west astronomically from the southwest corner of the Township of McDougall,

and the Townships of Carling, McDougall and Cowper shall include every island the whole or the greater part of which is included within the limits of such townships as so defined.

(3) Notwithstanding subsection 1, the extended south limit of the Township of Baxter and the eastern portion of the extended north limit of the Township of Tay in the waters of the Georgian Bay from the mouth of the Severn River is defined as follows:—

Commencing at a point in the waters of the Georgian Bay distant 94 chains, measured on a course of south $20^{\circ} 52'$ east from the northeast corner of Lot 31, Concession 2, in the Township of Baxter; thence north 80° west astronomically, one hundred and nine chains more or less to a point in a line drawn south astronomically from the southwestern extremity of Potato Island; thence west astronomically two hundred and ten chains more or less to a point in the waters of the Georgian Bay midway between the mainland of the Township of Tay and the Township of Baxter;

Again commencing at the said point of commencement; thence north 62° east astronomically forty chains more or less to a point in the waters of the Georgian Bay midway between the mainland of the Township of Baxter and the Township of Tay, thence northerly and westerly following the midway line between the mainland of the Township of Baxter and the Township of Tay to the intersection with the centre of the main channel of the Severn River at the mouth of the Severn River,

and the Townships of Baxter and Tay shall include every island the whole or the greater part of which is included within the limits of such townships as so defined. *New.*

Savings as to islands being townships of themselves, etc.

10. Sections 6, 7, 8 and 9 shall not extend to any islands or parts of islands which are townships by themselves, or which have been expressly included in other townships in the original surveys and plans thereof remaining of record in the office of the Minister of Lands and Forests or by statute, but the same shall remain townships or parts of such other townships respectively. R.S.O. 1937, c. 3, s. 9.

Powers of Lieutenant-Governor in Council.

POWERS OF LIEUTENANT-GOVERNOR IN COUNCIL.

11. The Lieutenant-Governor in Council may,—

- (a) establish geographic townships in those parts of Ontario in which townships have not been constituted, and declare the name each shall bear and fix the boundaries thereof;
- (b) alter the boundaries of any territorial district or provisional judicial district;
- (c) when no letters patent have been issued granting lands in a township, alter the boundaries or change the name thereof;
- (d) annex any gore or tract of land not forming part of a township to any adjoining township or parts of such gore or tract of land to townships adjoining such parts; and
- (e) when doubt exists as to the township in which an island or other tract of land or lands covered with water lies, declare the township in which the same lies. R.S.O. 1937, c. 3, ss. 10, 11, 13, 14, *amended.*

12. *The Territorial Division Act, The Territorial Division Amendment Act, 1945 and The Territorial Division Amendment Act, 1946*, are repealed. Rev. Stat., c. 3; 1945, c. 26; 1946, c. 98, repealed.

13. This Act may be cited as *The Territorial Division Act*, Short title. 1949.

BILL

The Territorial Division Act, 1949.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

The Territorial Division Act, 1949.

MR. BLACKWELL

BILL

The Territorial Division Act, 1949.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The territorial division of Ontario into counties and districts shall continue as hereinafter set forth, and subject to sections 4 and 5, for municipal and judicial purposes such counties, and for judicial purposes such districts shall respectively be composed as follows:

1.—THE COUNTY OF BRANT

Brant.

shall consist of,—

- (a) the City of Brantford;
- (b) the Town of Paris;
- (c) the townships of,

Brantford,	Onondaga,
Burford,	South Dumfries,
Oakland,	Tuscarora,

except that the Township of Tuscarora shall continue to be withdrawn from and shall not form part of the County of Brant for municipal purposes.

2.—THE COUNTY OF BRUCE

Bruce.

shall consist of,—

- (a) the towns of Chesley, Kincardine, Port Elgin, Southampton, Walkerton, Wiarton;
- (b) the villages of Hepworth, Lion's Head, Lucknow, Mildmay, Paisley, Ripley, Tara, Teeswater, Tiverton;
- (c) the townships of,

Albemarle,	Brant,
Amabel,	Bruce,
Arran,	Carrick,

Culross,
Eastnor,
Elderslie,
Greenock,
Huron,

Kincardine,
Kinloss,
Lindsay,
St. Edmunds,
Saugeen.

The Indian Reserve at Cape Croker shall, for judicial purposes, be deemed part of the Township of Albemarle.

The Indian Reserve at Chiefs' Point and the Saugeen Indian Reserve north of the mouth of the Saugeen River, shall, for judicial purposes, be deemed part of the Township of Amabel.

Carleton.

3.—THE COUNTY OF CARLETON

shall consist of,—

- (a) the City of Ottawa;
- (b) the Town of Eastview;
- (c) the villages of Richmond, Rockcliffe Park;
- (d) the townships of,

Fitzroy,	Marlborough,
Gloucester,	Nepean,
Goulbourn,	North Gower,
Huntley,	Osgoode,
March,	Torbolton.

Dufferin.

4.—THE COUNTY OF DUFFERIN

shall consist of,—

- (a) the Town of Orangeville;
- (b) the villages of Grand Valley, Shelburne;
- (c) the townships of,

Amaranth,	Melancthon,
East Garafraxa,	Mono,
East Luther,	Mulmur.

Dundas.

5.—THE COUNTY OF DUNDAS

shall consist of,—

- (a) the villages of Chesterville, Iroquois, Morrisburg, Winchester;

- (b) the townships of,
Matilda,
Mountain,

Williamsburgh,
Winchester.

6.—THE COUNTY OF DURHAM

Durham.

shall consist of,—

- (a) the towns of Bowmanville, Port Hope;

- (b) the villages of Millbrook, Newcastle;

- (c) the townships of,
Cartwright,
Cavan,
Clarke,

Darlington,
Hope,
Manvers.

7.—THE COUNTY OF ELGIN

Elgin.

shall consist of,

- (a) the City of St. Thomas;

- (b) the Town of Aylmer;

- (c) the villages of Dutton, Port Burwell, Port Stanley,
Rodney, Springfield, Vienna, West Lorne;

- (d) the townships of,
Aldborough,
Bayham,
Dunwich,
Malahide,

South Dorchester,
Southwold,
Yarmouth.

8.—THE COUNTY OF ESSEX

Essex.

shall consist of,—

- (a) the City of Windsor;

- (b) the towns of Amherstburg, Essex, Harrow, Kingsville, La Salle, Leamington, Ojibway, Riverside, Tecumseh;

- (c) the villages of Belle River, St. Clair Beach;

(d) the townships of,

Anderdon,	Pelee,
Colchester North,	Rochester,
Colchester South,	Sandwich East,
Gosfield North,	Sandwich South,
Gosfield South,	Sandwich West,
Maidstone,	Tilbury North,
Malden,	Tilbury West,
Mersea,	

except that the Township of Pelee shall continue to be separate, for municipal purposes, from the County of Essex.

Certain
islands in-
cluded in
Township
of Pelee.

Middle Sister Island, North Harbour Island, East Sister Island, Hen Island, Big Chicken Island, Little Chicken Island and Middle Island shall form part of the Township of Pelee.

Frontenac.

9.—THE COUNTY OF FRONTENAC

shall consist of,—

(a) the City of Kingston;

(b) the Village of Portsmouth;

(c) the townships of,

Barrie,	Palmerston and North
Bedford,	and South Canonto,
Clarendon and Miller,	Pittsburgh,
Hinchinbrooke,	Portland,
Howe Island,	Storrington,
Kennebec,	Wolfe Island (including
Kingston,	Garden Island,
Loughborough,	Simcoe Island, Horse
Olden,	Shoe Island and Mud
Oso,	Island).

Glengarry.

10.—THE COUNTY OF GLENGARRY

shall consist of,—

(a) the Town of Alexandria;

(b) the villages of Lancaster, Maxville;

(c) the townships of,

Charlottenburgh,	Lancaster,
Kenyon,	Lochiel.

11.—THE COUNTY OF GRENVILLE

Grenville.

shall consist of,—

- (a) the separated Town of Prescott;
- (b) the villages of Cardinal, Kemptville, Merrickville;
- (c) the townships of,

Augusta,	South Gower,
Edwardsburgh,	Wolford.
Oxford (on Rideau),	

12.—THE COUNTY OF GREY

Grey.

shall consist of,—

- (a) the City of Owen Sound;
- (b) the towns of Durham, Hanover, Meaford, Thornbury;
- (c) the villages of Chatsworth, Dundalk, Flesherton, Markdale, Neustadt, Shallow Lake;
- (d) the townships of,

Artemesia,	Keppel,
Bentinck,	Normanby,
Collingwood,	Osprey,
Derby,	Proton,
Egremont,	Saint Vincent,
Euphrasia,	Sarawak,
Glenelg,	Sullivan,
Holland,	Sydenham.

13.—THE COUNTY OF HALDIMAND

Haldimand.

shall consist of,—

- (a) the Town of Dunnville;
- (b) the villages of Caledonia, Cayuga, Hagersville, Jarvis;
- (c) the townships of,

Canborough,	Rainham,
Dunn,	Seneca,
Moulton,	Sherbrooke,
North Cayuga,	South Cayuga,
Oneida,	Walpole.

Halton.

14.—THE COUNTY OF HALTON

shall consist of,—

- (a) the towns of Burlington, Georgetown, Milton, Oakville;
- (b) the Village of Acton;
- (c) the townships of,

Esquesing,	Nelson,
Nassagaweya,	Trafalgar.

Hastings.

15.—THE COUNTY OF HASTINGS

shall consist of,—

- (a) the City of Belleville;
- (b) the Town of Deseronto;
- (c) the separated Town of Trenton;
- (d) the villages of Bancroft, Deloro, Frankford, Madoc, Marmora, Stirling, Tweed;
- (e) the townships of,

Bangor, Wicklow and McClure,	Madoc,
Carlow,	Marmora and Lake,
Dungannon,	Mayo,
Elzevir and Grims-	Monteagle and Herschel,
thorpe,	Rawdon,
Faraday,	S'dney,
Hungerford,	ThurLOW,
Huntingdon,	Tudor and Cashel,
Limerick,	Tyendinga,
	Wollaston.

Huron.

16.—THE COUNTY OF HURON

shall consist of,—

- (a) the towns of Clinton, Goderich, Seaforth, Wingham;
- (b) the villages of Blyth, Brussels, Exeter, Hensall;
- (c) the townships of,

Ashfield,	Grey,
Colborne,	Hay,
East Wawanosh,	Howick,
Goderich,	Hullett,

McKillop,
Morris,
Stanley,
Stephen,

Tuckersmith,
Turnberry,
Usborne,
West Wawanosh.

17.—THE COUNTY OF KENT

Kent.

shall consist of,—

- (a) the City of Chatham;
- (b) the towns of Blenheim, Bothwell, Dresden, Ridgetown, Tilbury, Wallaceburg;
- (c) the villages of Erieau, Erie Beach, Highgate, Thamesville, Wheatley;
- (d) the townships of,

Camden,	Orford,
Chatham,	Raleigh,
Dover,	Romney,
Harwich,	Tilbury East,
Howard,	Zone.

18.—THE COUNTY OF LAMBTON

Lambton.

shall consist of,—

- (a) the City of Sarnia;
- (b) the towns of Forest, Petrolia;
- (c) the villages of Alvinston, Arkona, Courtright, Oil Springs, Point Edward, Thedford, Watford, Wyoming;
- (d) the townships of,

Bosanquet,	Sarnia,
Brooke,	Sombra, including Wal-
Dawn,	pole Island, St. Anne's
Enniskillen,	Island and the other
Euphemia,	islands at the mouth
Moore,	of the St. Clair River,
Plympton,	Warwick.

19.—THE COUNTY OF LANARK

Lanark.

shall consist of,—

- (a) the towns of Almonte, Carleton Place, Perth;
- (b) the separated Town of Smith's Falls;

(c) the Village of Lanark;

(d) the townships of,

Bathurst,	Lavant,
Beckwith,	Montague,
Dalhousie and North	North Burgess,
Sherbrooke,	North Elmsley,
Darling,	Pakenham,
Drummond,	Ramsay,
Lanark,	South Sherbrooke.

Leeds.

20.—THE COUNTY OF LEEDS

shall consist of.—

(a) the separated towns of Brockville, Gananoque;

(b) the villages of Athens, Newboro', Westport;

(c) the townships of,

Bastard and South	North Crosby,
Burgess,	Rear of Leeds and Lans-
Elizabethtown,	downe,
Front of Escott,	Rear of Yonge and
Front of Leeds and	Escott,
Lansdowne,	South Crosby,
Front of Yonge,	South Elmsley.
Kitley,	

Lennox and
Addington.

21.—THE COUNTY OF LENNOX AND ADDINGTON

shall consist of,—

(a) the Town of Napanee;

(b) the villages of Bath, Newburgh;

(c) the townships of,

Adolphustown,	Kaladar, Anglesea and
Amherst Island,	Effingham,
Camden,	North Fredericksburgh,
Denbigh, Abinger and	Richmond,
Ashby,	Sheffield,
Ernestown,	South Fredericksburgh.

Lincoln.

22.—THE COUNTY OF LINCOLN

shall consist of,—

(a) the City of St. Catharines;

- (b) the towns of Grimsby, Merritton, Niagara, Port Dalhousie;
- (c) the Village of Beamsville;
- (d) the townships of,

Caistor,	Louth,
Clinton,	Niagara,
Gainsborough,	North Grimsby,
Grantham,	South Grimsby.

23.—THE COUNTY OF MIDDLESEX

Middlesex.

shall consist of,—

- (a) the City of London;
- (b) the towns of Parkhill, Strathroy;
- (c) the villages of Ailsa Craig, Glencoe, Lucan, Newbury, Wardsville;
- (d) the townships of,

Adelaide,	McGillivray,
Biddulph,	Metcalfe,
Caradoc,	Mosa,
Delaware,	North Dorchester,
East Williams,	Westminster,
Ekfrid,	West Nissouri,
Lobo,	West Williams.
London,	

24.—THE COUNTY OF NORFOLK

Norfolk.

shall consist of,—

- (a) the Town of Simcoe;
- (b) the villages of Delhi, Port Dover, Port Rowan, Waterford;
- (c) the townships of,

Charlotteville,	South Walsingham,
Houghton,	Townsend,
Middleton,	Windham,
North Walsingham,	Woodhouse.

[NOTE: As to municipal and school purposes in Long Point Park in the Township of South Walsingham, see The Long Point Park Act, Rev. Stat., c. 96, esp. s. 23.]

25.—THE COUNTY OF NORTHUMBERLAND

Northumberland.

shall consist of,—

- (a) the towns of Campbellford, Cobourg;

(b) the villages of Brighton, Colborne, Hastings;

(c) the townships of,

Alnwick,	Murray,
Brighton,	Percy,
Cramahe,	Seymour,
Haldimand,	South Monaghan.
Hamilton,	

[NOTE: *As to municipal and school purposes in Presqu'ile Park in the Township of Brighton, see The Presqu'ile Park Act, Rev. Stat., c. 97, esp. s. 23.*]

Ontario.

26.—THE COUNTY OF ONTARIO

shall consist of,—

- (a) the City of Oshawa;
- (b) the towns of Uxbridge, Whitby;
- (c) the villages of Beaverton, Cannington, Port Perry;
- (d) the townships of,

Brock,	Scott,
East Whitby,	Scugog,
Mara,	Thorah (including Can-
Pickering,	ise or Thorah Island),
Rama,	Uxbridge,
Reach,	Whitby.

Oxford.

27.—THE COUNTY OF OXFORD

shall consist of,—

- (a) the City of Woodstock;
- (b) the Town of Tillsonburg;
- (c) the separated Town of Ingersoll;
- (d) the villages of Embro, Norwich, Tavistock;
- (e) the townships of,

Blandford,	North Norwich,
Blenheim,	North Oxford,
Dereham,	South Norwich,
East Nissouri,	West Oxford,
East Oxford,	West Zorra.
East Zorra,	

Peel.

28.—THE COUNTY OF PEEL

shall consist of,—

- (a) the Town of Brampton;

(b) the villages of Bolton, Port Credit, Streetsville;

(c) the townships of,
 Albion, Toronto,
 Caledon, Toronto Gore.
 Chinguacousy,

29.—THE COUNTY OF PERTH

Perth.

shall consist of,—

(a) the City of Stratford;

(b) the towns of Listowel, Mitchell;

(c) the separated Town of St. Mary's;

(d) the Village of Milverton;

(e) the townships of,
 Blanshard, Hibbert,
 Downie (including the Logan,
 Gore of Downie), Mornington,
 Ellice, North Easthope,
 Elma, South Easthope,
 Fullarton, Wallace.

30.—THE COUNTY OF PETERBOROUGH

Peter-
borough.

shall consist of,—

(a) the City of Peterborough;

(b) the villages of Havelock, Lakefield, Norwood;

(c) the townships of,
 Asphodel, Ennismore,
 Belmont and Methuen, Galway and Cavendish,
 Burleigh and An- Harvey,
 struther, North Monaghan,
 Chandos, Otonabee,
 Douro, Smith.
 Dummer,

Prescott.

31.—THE COUNTY OF PRESCOTT

shall consist of,—

(a) the towns of Hawkesbury, Vanklèek Hill;

(b) the Village of L'Orignal;

- (c) the townships of,
 Alfred, North Plantagenet,
 Caledonia, South Plantagenet,
 East Hawkesbury, West Hawkesbury.
 Longueuil,

Prince
Edward.

32.—THE COUNTY OF PRINCE EDWARD

shall consist of,—

- (a) the Town of Picton;
 (b) the villages of Bloomfield, Wellington;
 (c) the townships of,
 Ameliasburgh, North Marysburgh,
 Athol, Sophiasburgh,
 Hallowell, South Marysburgh.
 Hillier,

Renfrew.

33.—THE COUNTY OF RENFREW

shall consist of,—

- (a) the towns of Arnprior, Pembroke, Renfrew;
 (b) the villages of Barry's Bay, Braeside, Cobden, Eganville, Killaloe Station;
 (c) the townships of,
 Admaston, Pembroke,
 Alice and Fraser, Petawawa,
 Bagot and Blithfield, Radcliffe,
 Bromley, Raglan,
 Brougham, Rolph, Buchanan,
 Brudenell and Lyndoch, Wylie and McKay,
 Grattan, Ross,
 Griffith and Mata- Sebastopol,
 watchan, Sherwood, Jones and
 Hagarty and Richards, Burns,
 Head, Clara and Maria, South Algona,
 Horton, Stafford,
 McNab, Westmeath,
 North Algona, Wilberforce.

Russell.

34.—THE COUNTY OF RUSSELL

shall consist of,—

- (a) the Town of Rockland;

(b) the Village of Casselman;

(c) the townships of,
 Cambridge, Cumberland,
 Clarence, Russell.

35.—THE COUNTY OF SIMCOE

Simcoe.

shall consist of,—

(a) the towns of Alliston, Barrie, Collingwood, Midland,
 Orillia, Penetanguishene, Stayner;

(b) the villages of Beeton, Bradford, Coldwater, Cree-
 more, Elmvale, Port McNicoll, Tottenham, Victoria
 Harbour;

(c) the Improvement District of Wasaga Beach;

(d) the townships of,
 Adjala, Oro,
 Essa, Sunnidale,
 Flos, Tay,
 Innisfil, Tecumseth,
 Matchedash, Tiny,
 Medonte, Tosorontio,
 Nottawasaga, Vespra,
 Orillia, West Gwillimbury.

36.—THE COUNTY OF STORMONT

Stormont.

shall consist of,—

(a) the City of Cornwall;

(b) the Village of Finch;

(c) the townships of,
 Cornwall, Osnabruck,
 Finch, Roxborough.

37.—THE COUNTY OF VICTORIA

Victoria.

shall consist of,—

(a) the Town of Lindsay;

(b) the villages of Bobcaygeon, Fenelon Falls, Omemee,
 Sturgeon Point, Woodville;

- | | |
|-----------------------|-------------------|
| (c) the townships of, | |
| Bexley, | Laxton, Digby and |
| Carden, | Longford, |
| Dalton, | Mariposa, |
| Eldon, | Ops, |
| Emily, | Somerville, |
| Fenelon, | Verulam. |

Waterloo.

38.—THE COUNTY OF WATERLOO

shall consist of,—

- (a) the cities of Galt, Kitchener, Waterloo;
- (b) the towns of Elmira, Hespeler, Preston;
- (c) the villages of Ayr, New Hamburg;
- (d) the townships of,

North Dumfries,	Wilmot,
Waterloo,	Woolwich.
Wellesley,	

Welland.

39.—THE COUNTY OF WELLAND

shall consist of,—

- (a) the cities of Niagara Falls, Welland;
- (b) the towns of Fort Erie, Port Colborne, Thorold;
- (c) the villages of Chippawa, Crystal Beach, Fonthill, Humberstone;
- (d) the townships of,

Bertie,	Stamford,
Crowland,	Thorold,
Humberstone,	Wainfleet,
Pelham,	Willoughby.

Wellington.

40.—THE COUNTY OF WELLINGTON

shall consist of,—

- (a) the City of Guelph;
- (b) the towns of Harriston, Mount Forest, Palmerston;
- (c) the villages of Arthur, Clifford, Drayton, Elora, Erin, Fergus;

- | | |
|-----------------------|-----------------|
| (d) the townships of, | |
| Arthur, | Nichol, |
| Eramosa, | Peel, |
| Erin, | Pilkington, |
| Guelph, | Puslinch, |
| Maryborough, | West Garafraxa, |
| Minto, | West Luther. |

41.—THE COUNTY OF WENTWORTH

Wentworth.

shall consist of,—

- (a) the City of Hamilton;
- (b) the Town of Dundas;
- (c) the villages of Stoney Creek, Waterdown;

- | | |
|-----------------------|-------------------|
| (d) the townships of, | |
| Ancaster, | East Flamborough, |
| Barton, | Glanford, |
| Beverly, | Saltfleet, |
| Binbrook, | West Flamborough. |

[NOTE: For special provisions as to municipal, school and judicial purposes in Burlington Beach in the Township of Saltfleet, see The Burlington Beach Act, Rev. Stat., c. 95, esp. s. 4.]

42.—THE COUNTY OF YORK

York.

shall consist of,—

- (a) the City of Toronto;
 - (b) the towns of Aurora, Leaside, Mimico, Newmarket, New Toronto, Weston;
 - (c) the villages of Forest Hill, Long Branch, Markham, Richmond Hill, Stouffville, Sutton, Swansea, Woodbridge;
- | | |
|-----------------------|--------------------|
| (d) the townships of, | |
| East Gwillimbury, | North Gwillimbury, |
| East York, | North York, |
| Etobicoke, | Scarborough, |
| Georgina, | Vaughan, |
| King, | Whitchurch, |
| Markham, | York. |

43.—THE PROVISIONAL COUNTY OF HALIBURTON

Haliburton.

shall consist of the townships of,—

Anson, Hindon and
Minden,
Cardiff,
Dysart, Bruton, Clyde,
Dudley, Eyre, Guil-
ford, Harburn, Har-
court and Havelock,
Glamorgan,

Lutterworth,
Monmouth,
Sherborne, McClintock,
Livingstone, Law-
rence and Night-
ingale.
Snowdon,
Stanhope.

[NOTE: *As to judicial purposes see The Haliburton Act, Rev. Stat., c. 4.*]

Algoma.

44.—THE TERRITORIAL DISTRICT OF ALGOMA

shall consist of,—

- (a) the City of Sault Ste. Marie;
- (b) the towns of Blind River, Bruce Mines, Nesterville, Thessalon;
- (c) the Village of Hi'ton Beach;
- (d) the geographic townships of,

A,	C,	Doherty,
Abbott,	Carney,	Doucett,
Aberdeen,	Challener,	Downer,
Aberdeen,	Champlain,	Dowsley,
Additional,	Chelsea,	Drew,
Abigo,	Chesley,	Duncan,
Acton,	Chesley Additional,	E,
Alderson,	Cholette,	Ebbs,
Allenby,	Clouston,	Elgie,
Amik,	Cobden,	Ericson,
Amundsen,	Coderre,	Ermine,
Anderson,	Common,	Esten,
Archibald,	Concobar,	F,
Arnott,	Conking,	Farquhar,
Awenge,	Cooper,	Fenwick,
Aweres,	Cromlech,	Fisher,
B,	Cross,	Flanders,
Bayfield,	Cudney,	Foch,
Beaton,	Curtis,	Frances,
Bourinot,	D,	Franz,
Breckenridge,	Davin,	Frost,
Bridgland,	Day,	G,
Bright,	Deagle,	Galbraith,
Bright Additional,	Dennis,	Gaudette,
Buchan,	Deroche,	Gillmor,
Byng,	Derry,	Gladstone,

Glasgow,
Gould,
Gourlay,
Grasett,
H,
Haig,
Hambleton,
Haughton,
Havilland,
Hawkins,
Hayward,
Herrick,
Hiawatha,
Hilton,
Hodgins,
Home,
Hook,
Hunt,
I,
Irving,
J,
Jarvis,
Jocelyn,
Johns,
Johnson,
K,
Kapuskasing,
Kars,
Kehoe,
Kildare,
Kincaid,
Kirkwall,
Kirkwood,
Korah,
L,
Laird,
Larkin,
Lascelles,
Lefroy,
Legge,
Lerwick,
Lessard,
Lewis,
Ley,
Lipton,
Lizar,
Long,
Lougheed,
M,
Macdonald,
Mack,

Magone,
Makawa,
Marjorie,
Marne,
Martin,
Matthews,
Maude,
McEwing,
McFarlan,
McGiverin,
McMahon,
Meath,
Mercer,
Meredith,
Mildred,
Minnipuka,
Mons,
Montgomery,
Moorehouse,
Morin,
Mosambik,
N,
Nagagami,
Nameigos,
Nebotik,
Newlands,
O,
Odlum,
Opazatika,
Oscar,
Otter,
P,
Palmer,
Parke,
Parkinson,
Patton,
Pearkes,
Pelletier,
Pennefather,
Plummer,
Plummer
Additional,
Prince,
Proctor,
Puskuta,
Q,
R,
Radisson,
Roche,
Rose,
Ryan,

S,
St. Joseph,
St. Julien,
Scarfe,
Scholfield,
Shanly,
Shedden,
Shields,
Simpson,
Spragge,
Stefansson,
Strickland,
Striker,
T,
Talbott,
Tarbutt,
Tarbutt Additional,
Tarentorus,
Tedder,
Templeton,
Tennyson,
Thessalon,
Thompson,
Tilley,
Tilston,
Tupper,
U,
Usnac,
V,
VanKoughnet,
Victoria,
W,
Walls,
Wells,
Welsh,
Whitman,
Wicksteed,
Winget,
Woolrich,
X,
Y,
Z,
Tp. 1A,
Tp. 1B,
Tp. 1C,
Tp. 1D,
Tp. 1E,
Tp. 1F,
Tp. 2A,
Tp. 2B,
Tp. 2C,

Tp. 2D,	Tp. 52,	Tp. 23, Range 12,
Tp. 2E,	Tp. 53,	Tp. 23, Range 13,
Tp. 2F,	Tp. 54,	Tp. 23, Range 14,
Tp. 3A,	Tp. 55,	Tp. 24, Range 11,
Tp. 3B,	Tp. 56,	Tp. 24, Range 12,
Tp. 3C,	Tp. 61,	Tp. 24, Range 13,
Tp. 3D,	Tp. 62,	Tp. 24, Range 14,
Tp. 3E,	Tp. 63,	Tp. 24, Range 15,
Tp. 3F,	Tp. 64,	Tp. 24, Range 16,
Tp. 3G,	Tp. 65,	Tp. 24, Range 17,
Tp. 3H,	Tp. 66,	Tp. 24, Range 18,
Tp. 4A,	Tp. 123,	Tp. 24, Range 19,
Tp. 4B,	Tp. 124,	Tp. 24, Range 20,
Tp. 4C,	Tp. 125,	Tp. 24, Range 21,
Tp. 4D,	Tp. 129,	Tp. 24, Range 22,
Tp. 4E,	Tp. 130,	Tp. 24, Range 23,
Tp. 4F,	Tp. 131,	Tp. 24, Range 24,
Tp. 4G,	Tp. 132,	Tp. 25, Range 12,
Tp. 4H,	Tp. 137,	Tp. 25, Range 13,
Tp. 5A,	Tp. 138,	Tp. 25, Range 14,
Tp. 5B,	Tp. 139,	Tp. 25, Range 15,
Tp. 5C,	Tp. 143,	Tp. 25, Range 16,
Tp. 5D,	Tp. 144,	Tp. 25, Range 17,
Tp. 5E,	Tp. 145,	Tp. 25, Range 18,
Tp. 5F,	Tp. 149,	Tp. 25, Range 19,
Tp. 5G,	Tp. 150,	Tp. 25, Range 20,
Tp. 5H,	Tp. 151,	Tp. 25, Range 21,
Tp. 6A,	Tp. 155,	Tp. 25, Range 22,
Tp. 6B,	Tp. 156,	Tp. 25, Range 23,
Tp. 6C,	Tp. 157,	Tp. 25, Range 24,
Tp. 6D,	Tp. 161,	Tp. 25, Range 25,
Tp. 6E,	Tp. 162,	Tp. 25, Range 26,
Tp. 6F,	Tp. 163,	Tp. 26, Range 12,
Tp. 6G,	Tp. 167,	Tp. 26, Range 13,
Tp. 6H,	Tp. 168,	Tp. 26, Range 14,
Tp. 7A,	Tp. 169,	Tp. 26, Range 15,
Tp. 7B,	Tp. 175,	Tp. 26, Range 16,
Tp. 7C,	Tp. 176,	Tp. 26, Range 17,
Tp. 7D,	Tp. 182,	Tp. 26, Range 18,
Tp. 7E,	Tp. 188,	Tp. 26, Range 19,
Tp. 7F,	Tp. 195,	Tp. 26, Range 20,
Tp. 7G,	Tp. 196,	Tp. 26, Range 21,
Tp. 7H,	Tp. 201,	Tp. 26, Range 22,
Tp. 7Z,	Tp. 202,	Tp. 26, Range 23,
Tp. 43,	Tp. 22, Range 10,	Tp. 26, Range 24,
Tp. 45,	Tp. 22, Range 11,	Tp. 26, Range 25,
Tp. 46,	Tp. 22, Range 12,	Tp. 26, Range 26,
Tp. 47,	Tp. 22, Range 13,	Tp. 27, Range 12,
Tp. 48,	Tp. 22, Range 14,	Tp. 27, Range 13,
Tp. 49,	Tp. 23, Range 10,	Tp. 27, Range 14,
Tp. 51,	Tp. 23, Range 11,	Tp. 27, Range 16,

Tp. 27, Range 17,	Tp. 28, Range 27,	Tp. 30, Range 26,
Tp. 27, Range 18,	Tp. 29, Range 14,	Tp. 30, Range 27,
Tp. 27, Range 19,	Tp. 29, Range 15,	Tp. 31, Range 18,
Tp. 27, Range 20,	Tp. 29, Range 16,	Tp. 31, Range 19,
Tp. 27, Range 21,	Tp. 29, Range 17,	Tp. 31, Range 20,
Tp. 27, Range 22,	Tp. 29, Range 18,	Tp. 31, Range 21,
Tp. 27, Range 23,	Tp. 29, Range 19,	Tp. 31, Range 22,
Tp. 27, Range 24,	Tp. 29, Range 20,	Tp. 31, Range 23,
Tp. 27, Range 25,	Tp. 29, Range 21,	Tp. 31, Range 24,
Tp. 27, Range 26,	Tp. 29, Range 22,	Tp. 31, Range 25,
Tp. 28, Range 13,	Tp. 29, Range 23,	Tp. 31, Range 26,
Tp. 28, Range 14,	Tp. 29, Range 24,	Tp. 31, Range 27,
Tp. 28, Range 15,	Tp. 29, Range 25,	Tp. 32, Range 23,
Tp. 28, Range 16,	Tp. 29, Range 26,	Tp. 32, Range 24,
Tp. 28, Range 17,	Tp. 29, Range 27,	Tp. 32, Range 25,
Tp. 28, Range 18,	Tp. 30, Range 17,	Tp. 32, Range 26,
Tp. 28, Range 19,	Tp. 30, Range 18,	Tp. 32, Range 27,
Tp. 28, Range 20,	Tp. 30, Range 19,	Tp. 32, Range 28,
Tp. 28, Range 21,	Tp. 30, Range 20,	Tp. 33, Range 23,
Tp. 28, Range 22,	Tp. 30, Range 21,	Tp. 33, Range 24,
Tp. 28, Range 23,	Tp. 30, Range 22,	Tp. 33, Range 25,
Tp. 28, Range 24,	Tp. 30, Range 23,	Tp. 33, Range 26,
Tp. 28, Range 25,	Tp. 30, Range 24,	Tp. 33, Range 27,
Tp. 28, Range 26,	Tp. 30, Range 25,	Tp. 33, Range 28,

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of Cavet; thence south astronomically to the southwest corner of the Township of Johns; thence east along the south boundary of the Township of Johns to the northwest corner of the Township of Common; thence south along the west boundaries of the Townships of Common and Hunt to the southwest corner of the last-mentioned Township; thence west along the south boundary of the Township of Knowles to O.L.S. Speight's meridian of 1902; thence south along O.L.S. Speight's meridian of 1902 and its southerly production to the International Boundary; thence southeasterly and easterly following the said International Boundary through Lake Superior, the St. Mary River and the expansions thereof and the North Channel of Lake Huron to an angle of the said International Boundary in the North Channel of Lake Huron between Cockburn Island and Drummond Island; thence easterly in a straight line through the North Channel of Lake Huron to a point distant one and one-half miles south astronomically from the southwest extremity of Kenny Point of Innes Island; thence north 55° east astronomically five miles; thence east astronomically three miles; thence south 36° east astronomically five and one-half miles; thence northeasterly in a straight line to a point in the water's edge of the

North Channel of Lake Huron at the intersection of the production southerly of the west boundary of the Township of Harrow; thence north and northeasterly along the west boundary of the Township of Harrow to the southeast corner of the Township of Salter; thence westerly, southerly and westerly along the south boundary of the Township of Salter to the southeast corner of the Township of Victoria; thence north along the east boundary of the said Township to the northeast corner thereof; thence east along the south boundary of the Township of Tennyson to the southeast corner of the said Township; thence north astronomically to the northeast corner of Township numbered 125; thence east along the south boundary of Township "A" to the southeast corner thereof; thence north astronomically to the northeast corner of Township "D"; thence west astronomically to the northwest corner of Township "T"; thence north astronomically to the northeast corner of Township 7Z; thence west astronomically to the northeast corner of Township 23, Range 14; thence north astronomically to the northeast corner of Township 24, Range 22; thence west astronomically to the southwest corner of Township 24, Range 23; thence north astronomically to the northeast corner of the Township of Méath; thence east astronomically to the southeast corner of the Township of Loughheed; thence north astronomically to the northeast corner of the Township of Shanly; thence west astronomically to the southeast corner of the Township of Scholfield; thence north along the east boundaries of the Townships of Scholfield and Ebbs to the northeast corner of the last-mentioned Township; thence west astronomically to the northeast corner of the Township of Dowsley; thence north along the east boundaries of the Townships of McEwing and Arnott to the northeast corner of the last-mentioned Township; thence west astronomically to the southwest corner of the Township of Clavet, the point of commencement.

Provisional
Judicial
District of
Algoma.

The Territorial District of Algoma shall form the Provisional Judicial District of Algoma.

Boundary
line between
municipali-
ties of
Johnson,
etc., and
Plummer
defined.

The westerly boundary of the Huron Copper Bay and Mining Company's location is and has always been since the 25th day of April, 1890, the true and correct boundary line between the municipalities of Johnson, Tarbutt and Tarbutt Additional and the municipality of Plummer Additional.

Cochrane,

45.—THE TERRITORIAL DISTRICT OF COCHRANE shall consist of,—

- (a) the towns of Cochrane, Hearst, Iroquois Falls, Kapuskasing, Matheson, Smooth Rock Falls, Timmins;

(b) the geographic townships of,

Abbotsford,	Calvert,	Fauquier,
Acres,	Canfield,	Fenton,
Adair,	Cargill,	Fergus,
Adanac,	Carman,	Findlay,
Agassiz,	Carmichael	Fintry,
Agate,	Carnegie,	Fleck,
Aitken,	Caron,	Ford,
Alexandra,	Carr,	Fortune,
Amery,	Carroll,	Fournier,
Ardagh,	Carscallen,	Fox,
Aubin,	Carss,	Frecheville,
Auden,	Case,	Freele,
Aurora,	Casgrain,	Fryatt,
Avon,	Casselman,	Fushimi,
Bannerman,	Challies,	Gaby,
Barker,	Chipman,	Galna,
Barlow,	Clavet,	Ganong,
Barnet,	Clay,	Garden,
Beardmore,	Clergue,	Gardiner,
Beatty,	Clive,	Garrison,
Beck,	Clute,	Geary,
Belford,	Cockshutt,	Gentles,
Beniah,	Cody,	German,
Berry,	Colquhoun,	Gill,
Bessborough,	Cook,	Glackmeyer,
Bicknell,	Côté,	Godfrey,
Bjrd'sall,	Coulson,	Goldwin,
Blakelock,	Crawford,	Goodwin,
Blount,	Cumming,	Gowan,
Bond,	Currie,	Greer,
Bonis,	Dargavel,	Griffin,
Bourassa,	Deloro,	Guibord,
Bowman,	Dempsay,	Guilfoyle,
Bowyer,	De Pencier,	Gurney,
Boyce,	Devitt,	Habel,
Boyle,	Dokis,	Haggart,
Bradburn,	Duff,	Haight,
Bradette,	Dundonald,	Hambly,
Bradley,	Dunsmore,	Hamlet,
Bragg,	Dyer,	Haney,
Brain,	Ebbitt,	Hanlan,
Bristol,	Ecclestone,	Hanna,
Brower,	Edwards,	Harewood,
Burrell,	Egan,	Harker,
Burritt,	Eilber,	Harmon,
Burstall,	Elliott,	Heath,
Byers,	Emerson,	Hecla,
Caithness,	Enid,	Heighington,
Calder,	Evelyn,	Henderson,

Henley,
 Hepburn,
 Hicks,
 Hillmer,
 Hislop,
 Hoblitzell,
 Hobson,
 Hogg,
 Holloway,
 Homuth,
 Hopkins,
 Horden,
 Howells,
 Hoyle,
 Hurdman,
 Hurtubise,
 Idington,
 Inglis,
 Ireland,
 Irish,
 Jamieson,
 Jessop,
 Kendall,
 Kendrey,
 Kennedy,
 Kenning,
 Kerrs,
 Kidd,
 Kilmer,
 Kineras,
 Kingsmill,
 Kipling,
 Kirkland,
 Knox,
 Kohler,
 Laidlaw,
 Lamarche,
 Lambert,
 Lamplugh,
 Landry,
 Langemarck,
 Laughton,
 Leitch,
 Lennox,
 Lewers,
 Lisgar,
 Little,
 Loveland,
 Lowther,
 Lucas,
 Mabee,

Macdiarmid,
 Machin,
 Macklem,
 Macvicar,
 Magladery,
 Mahaffy,
 Maher,
 Mahoney,
 Mann,
 Marathon,
 Marceau,
 Marriott,
 Marven,
 Massey,
 Matheson,
 Maund,
 McAlpine,
 McBrien,
 McCann,
 McCart,
 McCausland,
 McCoig,
 McCool,
 McCowan,
 McCrea,
 McCuaig,
 McKnight,
 McLeister,
 McMillan,
 McQuibban,
 Menapia,
 Mewhinney,
 Michaud,
 Milligan,
 Moberly,
 Montcalm,
 Moody,
 Moose,
 Morrow,
 Mortimer,
 Mountjoy,
 Mowbray,
 Mulholland,
 Mulloy,
 Mulvey,
 Munro,
 Murphy,
 Nansen,
 Nassau,
 Neely,
 Nesbitt,

Nettleton,
 Newman,
 Newmarket,
 Nixon,
 Noseworthy,
 Nova,
 O'Brien,
 Ogden,
 Oke,
 Ophir,
 Orkney,
 Ossin,
 Ottaway,
 Owens,
 Parliament,
 Parnell,
 Parr,
 Pearce,
 Pickett,
 Pinard,
 Pitt,
 Playfair,
 Pliny,
 Potter,
 Poulett,
 Prosser,
 Purvis,
 Pyne,
 Rand,
 Rapley,
 Raven,
 Raynar,
 Reaume,
 Reid,
 Rickard,
 Ritchie,
 Robb,
 Roebuck,
 Rogers,
 Rowlandson,
 Rykert,
 St. John,
 St. Laurent,
 Sanborn,
 Sanderson,
 Sangster,
 Sankey,
 Sargeant,
 Scapa,
 Scovil,
 Seaton,

Seguin,	Stringer,	Tucker,
Selwyn,	Studholme,	Tully,
Shackleton,	Sulman,	Turnbull,
Shannon,	Sutcliffe,	Tweed,
Shaw,	Swanson,	Valentine,
Shearer,	Swartman,	Verdun,
Sheldon,	Sweatman,	Wacousta,
Sheraton,	Sweet,	Wadsworth,
Sherring,	Sydere,	Walker,
Shetland,	Syer,	Warden,
Shuel,	Tannahill,	Wark,
Singer,	Taylor,	Watson,
Slack,	Teefy,	Way,
Stapells,	Teetzel,	Webster,
Staples,	Thackeray,	Weichel,
Staunton,	Thomas,	Wesley,
Steele,	Thorburn,	Whitesides,
Stimson,	Thorning,	Whitney,
Stock,	Tisdale,	Wilhelmina,
Stoddart,	Tolmie,	Wilkie,
Storey,	Tomlinson,	Williamson,
Stoughton,	Torrance,	Winnington,
Strachan,	Traill,	Wright,

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of Clavet; thence north along the west boundaries of the Townships of Clavet and Boyce to the northwest corner of the last-mentioned Township; thence west along the south boundaries of the Townships of Henderson, Selwyn, Barlow, Goodwin, Chipman and Raynar to the southwest corner of the last-mentioned Township; thence north along the meridian run by O.L.S. Speight and van Nostrand in 1925 and its northerly production to the centre of the main channel of the Albany River; thence easterly, northerly and north-easterly along the centre of the main channel of the Albany River and the expansions thereof to the shore of James Bay; thence southeasterly, southerly; easterly and northeasterly along the shore of James Bay to its intersection with the Interprovincial Boundary between Ontario and Quebec; thence southerly along the said Interprovincial Boundary to the southeast corner of the Township of Dokis; thence west astronomically to the southwest corner of the Township of Whitesides; thence north along the west boundary of the Township of Whitesides to the northwest corner thereof; thence west astronomically to the southwest corner of the Township of Ossin; thence north astronomically to the northwest corner of the Township of Staples; thence west astronomically to the southwest corner of the Township of

Caithness; thence north along the west boundaries of the Townships of Caithness and Orkney to the northwest corner of the Township of Orkney; thence west astronomically to the southwest corner of the Township of Langemarck; thence north astronomically along the west boundary of the Townships of Langemarck and Storey to the northwest corner of the last-mentioned Township; thence west astronomically to the southwest corner of the Township of Clavet, the point of commencement.

Provisional
Judicial
District of
Cochrane.

The Territorial District of Cochrane shall form the Provisional Judicial District of Cochrane.

Kenora.

46.—THE TERRITORIAL DISTRICT OF KENORA

shall consist of,—

(a) the towns of Dryden, Keewatin, Kenora, Sioux Lookout;

(b) the geographic townships of,

Aubrey,	Ewart,	Malachi,
Avery,	Factor,	Manross,
Barrett,	Forgie,	McAree,
Benedickson,	Furniss,	McGeorge,
Big Island,	Gidley,	McIlraith,
Boys,	Glass,	McMeekin,
Bradshaw,	Godson,	McNevin,
Breithaupt,	Gour,	Melgund,
Bridges,	Grummett,	Melick,
Britton,	Gundy,	Mutrie,
Broderick,	Hartman,	Noyon,
Brownridge,	Haycock,	Osaquan,
Buller,	Hodgson,	Pelican,
Burk,	Hyndman,	Pellatt,
Cathcart,	Ignace,	Pettypiece,
Chartrand,	Ilisley,	Phillips,
Code,	Jackman,	Pickerel,
Colenso,	Jaffray,	Redditt,
Corman,	Jordan,	Redvers,
Coyle,	Kirkup,	Revell,
Daniel,	Ladysmith,	Rice,
Desmond,	Langton,	Rowell,
Devonshire,	Laval,	Rudd,
Dewan,	le May,	Rugby,
Docker,	Lomond,	Sanford,
Drayton,	MacFie,	Satterly,
Drope,	MacNicol,	Skey,
Echo,	MacQuarrie,	Slaght,
Eton,	Mafeking,	Smellie,

Southworth,	Van Horne,	Wauchope,
Stokes,	Vermilion,	Webb,
Temple,	Vermilion Add'l,	Willingdon,
Tustin,	Wabigoon,	Work,
Tweedsmuir,	Wainwright,	Zealand,
Umbach,		

together with all the remaining territory included within the following limits:—

Commencing at the 48th mile post on O.L.S. Niven's meridian line of 1890 in latitude 49° 0' 6" north; thence due west 89 miles, 71 chains, 7 links more or less to the 18th mile post on O.L.S. Alexander Niven's 6th meridian line; thence due north along the said meridian line 6 miles to the 24th mile post thereon; thence due west along O.L.S. Gillon's base line of 1919 to the southeast angle of the Township of Godson and continuing west along the south boundary of the Township of Godson to the east shore of Sabaskong Bay of Lake of the Woods; thence westerly and southwesterly along the south shore of the said bay and along the east shore of the Lake of the Woods to where the same is intersected by the 49th degree parallel of north latitude; thence due west 15 miles more or less to the International Boundary between the Dominion of Canada and the United States of America; thence northerly and westerly along the said International Boundary to the Interprovincial Boundary between Ontario and Manitoba; thence due north along the said last-mentioned boundary to the middle of the main channel of the Winnipeg River; thence easterly upstream along the middle of the main channel of the Winnipeg and English Rivers and the lake expansions and along the middle of Lac Seul and Root River to the portage on the height of land; thence along the middle of the said portage to the waters flowing into Lake St. Joseph; thence along the middle of the main channel of Lake St. Joseph to O.L.S. Dobie's meridian line run in 1919; thence due south along the said last-mentioned meridian line and along O.L.S. Niven's meridian line run in 1890 to the point of commencement; and

(c) the Patricia Portion which shall consist of the geographic townships of,

Agnew,	Byshe,	Goodall,
Baird,	Connell,	Graves,
Ball,	Corless,	Heyson,
Balmer,	Costello,	Honeywell,
Bateman,	Dent,	Killala,
Belanger,	Dome,	Knott,
Birkett,	Earngey,	McCullagh,
Bowerman,	Fairlie,	McDonough,

McNaughton,	Ponsford,	Skinner,
Mitchell,	Ranger,	Todd,
Mulcahy,	Shaver,	Willans,

together with all the remaining territory included within the following limits:—

Commencing at the most northerly point of the westerly boundary of Ontario as determined by *The Canada (Ontario) Boundary Act, 1889*, Chapter 28, of the Statutes of 1889 of the United Kingdom (the said westerly boundary being the easterly boundary of Manitoba); thence continuing due north along the same meridian to the intersection thereof with the centre of the road allowance on the twelfth base line of the system of Dominion Land Surveys; thence northeasterly in a right line to the most eastern point of Island Lake as shown in approximate latitude $53^{\circ} 44'$ and longitude $93^{\circ} 40'$ on the "Berens River" map sheet No. 53 S.W. of the National Topographic Series of Canada, published on the scale of eight miles to one inch, in the year 1943, by the authority of the Minister of Mines and Resources; thence northeasterly in a right line to the point where the eighty-ninth meridian of west longitude intersects the southern shore of Hudson Bay; thence easterly and southerly following the shore of the said Bay to the point where the northerly boundary of Ontario as established under the said Act intersects the shore of James Bay; thence westward along the said boundary as established by the said Act to the place of commencement. (*See 1912, c. 3.*)

[NOTE: *As to provision for the administration of justice, registration of instruments, etc., in Patricia, see The Patricia Act, Rev. Stat., c. 5.*]

Provisional
Judicial
District of
Kenora.

The Territorial District of Kenora shall form the Provisional Judicial District of Kenora.

Manitoulin.

47.—THE TERRITORIAL DISTRICT OF MANITOULIN

shall consist of,—

(a) the towns of Gore Bay, Little Current;

(b) the geographic townships of,

Allan,	Carlyle,	Killarney,
Assiginack,	Carnarvon,	Mills,
Barrie Island,	Cockburn Island,	Robinson,
Bidwell,	Dawson,	Rutherford,
Billings,	Gordon,	Sandfield,
Burpee,	Howland,	Sheguiandah,
Campbell,	Humboldt,	Tehkummah;

(c) the islands named,

Badgeley,	Great Cloche,	Sampson,
Bedford,	Green,	Squaw,
Burnt,	Heywood,	Strawberry,
Centre,	Hog,	Vankoughnet,
Clapperton,	Iroquois,	Vidal,
Club,	Little Cloche,	Wall,
Crescent,	Lonely,	Wardrope,
Duck,	Lucas,	Wells,
East Rous,	McGregor,	West Rous,
Fitzwilliam,	Philip Edward,	Yeo,
George,	Rabbit,	

together with all the remaining territory included within the following limits:—

Commencing at the southeast corner of the Township of Humboldt; thence south astronomically forty miles; thence west astronomically to the International Boundary; thence northwesterly and northeasterly along the said International Boundary to an angle therein in the North Channel of Lake Huron between Cockburn Island and Drummond Island; thence easterly in a straight line through the North Channel of Lake Huron to a point distant one and one-half miles south astronomically from the southwest extremity of Kenny Point of Innes Island; thence north 55° east astronomically, five miles; thence east astronomically three miles; thence south 36° east astronomically five and one-half miles; thence northeasterly in a straight line to a point in the water's edge of the North Channel of Lake Huron at the intersection of the production southerly of the west boundary of the Township of Harrow; thence easterly and southerly following the water's edge of the said channel to the north boundary of the west part of the unsundered portion of the Whitefish River Indian Reserve No. 4; thence east along the said boundary and its production to the water's edge of the North Channel of Lake Huron; thence northerly, easterly and southerly following the said water's edge to the north boundary of the Township of Killarney; thence east along the north boundaries of the Townships of Killarney and Carlyle to the northeast corner of the last-mentioned Township; thence south along the east boundary of the Township of Carlyle to the northwest corner of the Township of Humboldt; thence east along the north boundary of the said Township to the northeast corner thereof; thence south along the east boundary of the Township of Humboldt to the southeast corner thereof, the point of commencement.

The Territorial District of Manitoulin shall form the Provisional Judicial District of Manitoulin.

Provisional
Judicial
District of
Manitoulin.

Muskoka. 48.—THE TERRITORIAL DISTRICT OF MUSKOKA

shall consist of,—

(a) the towns of Bala, Bracebridge, Gravenhurst, Huntsville;

(b) the villages of Port Carling, Port Sydney, Windermere;

(c) the geographic townships of,

Baxter,	Macaulay,	Ridout,
Brunel,	McLean,	Ryde,
Cardwell,	Medora,	Sinclair,
Chaffey,	Monck,	Stephenson,
Draper,	Morrison,	Stisted,
Franklin,	Muskoka,	Watt,
Freeman,	Oakley,	Wood,
Gibson,		

together with the islands in the Georgian Bay lying west of the said territory and adjacent thereto, and the islands in the Severn River lying northerly of the middle of the main channel of the Severn River and adjacent to the Townships of Baxter, Wood and Morrison.

Provisional
Judicial
District of
Muskoka.

The Territorial District of Muskoka shall form the Provisional Judicial District of Muskoka.

Nipissing. 49.—THE TERRITORIAL DISTRICT OF NIPISSING

shall consist of,—

(a) the City of North Bay;

(b) the towns of Bonfield, Cache Bay, Mattawa, Sturgeon Falls;

(c) the geographic townships of,

Airy,	Bastedo,	Bower,
Anglin,	Beaucage,	Boyd,
Angus,	Belfast,	Briggs,
Antoine,	Bertram,	Bronson,
Askin,	Best,	Burnaby,
Aston,	Biggar,	Butler,
Badgerow,	Bishop,	Butt,
Ballantyne,	Blyth,	Caldwell,
Banting,	Bonfield,	Calvin,
Barron,	Boulter,	Cameron,

Canisbay,	Hammell,	Olive,
Canton,	Hartle,	Olrig,
Cassels,	Hebert,	Osborne,
Chambers,	Hobbs,	Osler,
Charlton,	Hugel,	Papineau,
Chisholm,	Hunter,	Pardo,
Clancy,	Joan,	Parkman,
Clarkson,	Jocko,	Paxton,
Clement,	Kenny,	Peck,
Commanda,	Kirkpatrick,	Pedley,
Crerar,	La Salle,	Pentland,
Cynthia,	Latchford,	Phelps,
Dana,	Lauder,	Phyllis,
Deacon,	Law,	Poitras,
Devine,	Le Roche,	Preston,
Dickens,	Lister,	Riddell,
Dickson,	Lockhart,	Sabine,
East Ferris,	Loudon,	Scholes,
Eddy,	Lyell,	Sisk,
Edgar,	Lyman,	Springer,
Eldridge,	Macpherson,	Sproule,
Falconer,	Master,	Stewart,
Fell,	Mattawan,	Strathcona,
Field,	McAuslan,	Strathy,
Finlayson,	McCallum,	Stratton,
FitzGerald,	McCraney,	Thistle,
Flett,	McLaren,	Torrington,
French,	McLaughlin,	Vogt,
Freswick,	McWilliams,	West Ferris,
Garrow,	Merrick,	White,
Gibbons,	Milne,	Widdifield,
Gladman,	Mulock,	Wilkes,
Gooderham,	Murchison,	Wyse,
Grant,	Niven,	Yates,
Guthrie,	Notman,	

together with all the remaining territory included within the following limits:—

Commencing at the southeast angle of the Township of Falconer; thence west along the south boundary of the said Township to the southwest corner thereof; thence north astronomically to the northwest corner of the Township of Macpherson; thence east along the north boundary of the Township of Macpherson to the southwest corner of the Township of Kirkpatrick; thence north astronomically to the northwest corner of the Township of Belfast; thence east along the north boundary of the Township of Belfast to the southwest corner of the Township of Le Roche; thence north along the west boundaries of the Townships of Le Roche and Canton to the northwest angle of the last-mentioned Town-

ship; thence east astronomically to the northeast corner of the Township of Best; thence south along the east boundaries of the Townships of Best and Cassels to the southeast corner of the last-mentioned Township; thence east along the north boundaries of the Townships of Eldridge and Hebert and its production easterly to the Interprovincial Boundary in Lake Timiskaming between Ontario and Quebec; thence along the said boundary southerly and southeasterly to the northeast angle of the Township of Cameron; thence southerly, westerly and southeasterly along the easterly boundaries of the Townships of Cameron and Deacon to the northwest angle of the Township of FitzGerald; thence easterly along the northerly boundary of the Township of FitzGerald to the northeast angle thereof; thence southerly along the easterly boundary of the Township of FitzGerald to the northwest angle of the Township of Edgar; thence easterly along the northerly boundary of the Township of Edgar to the northeast angle thereof; thence southerly along the easterly boundary of the Township of Edgar to the northwest angle of the Township of Bronson; thence easterly along the northerly boundary of the Township of Bronson to the northeast angle thereof; thence southerly along the easterly boundaries of the Townships of Bronson, Stratton and Master to the southeast angle of the last-mentioned Township; thence westerly along the southerly boundaries of the Townships of Master and Guthrie to the northeast angle of the Township of Dickens; thence southerly along the easterly boundary of the Township of Dickens to the southeast angle thereof; thence westerly along the southerly boundary of the Township of Dickens to the northeast angle of the Township of Lyell; thence southerly along the easterly boundary of the Township of Lyell to the southeast angle thereof; thence westerly along the southerly boundaries of the Townships of Lyell and Sabine to the southwest angle of the last-mentioned Township; thence northerly along the westerly boundaries of the Townships of Sabine and Airy to the northwest angle of the last-mentioned Township; thence westerly along the southerly boundaries of the Townships of Sproule, Canisbay, Peck and Finlayson to the southwest angle of the last-mentioned Township; thence northerly along the westerly boundary of the Township of Finlayson to the northwest angle thereof; thence easterly along the northerly boundary of the Township of Finlayson to the southwest angle of the Township of McCraney; thence northerly along the westerly boundaries of the Townships of McCraney, Butt, Paxton and Ballantyne to the northwest angle of the last-mentioned Township; thence easterly along the northerly boundary of the Township of Ballantyne to the southwest angle of the Township of Chisholm; thence northerly along the westerly boundaries of the Townships of Chisholm and East Ferris to the southerly boundary of the Township of West Ferris; thence westerly along the southerly

boundary of the Township of West Ferris to the water's edge of Lake Nipissing; thence westerly across Lake Nipissing in a straight line to a point in the middle of the main channel of the French River south of and off the easterly end of Blueberry Island; thence southwesterly along the centre lines of the main channel of the French River and that channel of the French River to the north of Okikendawt Island to the production easterly of the south boundary of the Township of Latchford; thence west along the said production and continuing west along the south boundary of the Township of Latchford to the southeast angle of the Township of Falconer, the point of commencement.

The Territorial District of Nipissing shall form the Provisional Judicial District of Nipissing.

Provisional
Judicial
District of
Nipissing.

50.—THE TERRITORIAL DISTRICT OF PARRY SOUND Parry Sound.

shall consist of,—

- (a) the towns of Kearney, Parry Sound, Powassan, Trout Creek;
- (b) the villages of Burk's Falls, Magnetawan, Rosseau, South River, Sundridge;
- (c) the geographic townships of,

Armour,	Hagerman,	Monteith,
Bethune,	Hardy,	Mowat,
Blair,	Harrison,	Nipissing,
Brown,	Henvey,	North Himsworth,
Burpee,	Humphry,	Patterson,
Burton,	Joly,	Perry,
Carling,	Laurier,	Pringle,
Chapman,	Lount,	Proudfoot,
Christie,	Machar,	Ryerson,
Conger,	McConkey,	Shawanaga,
Cowper,	McDougall,	South Himsworth,
Croft,	McKellar,	Spence,
Ferguson,	McKenzie,	Strong,
Ferrie,	McMurrich,	Wallbridge,
Foley,	Mills,	Wilson,
Gurd,		

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of Conger; thence easterly along the southerly boundaries of the

Townships of Conger and Humphry to the southeast corner of the Township of Humphry; thence northerly along the easterly boundary of the Township of Humphry to the northeast corner of the said Township; thence easterly along the southerly boundaries of the Townships of Monteith, McMurich, Perry and Bethune to the southeast corner of the last-mentioned Township; thence northerly along the easterly boundaries of the Townships of Bethune, Proudfoot, Joly and Laurier to the northeast angle of the last-mentioned Township; thence easterly along the southerly boundary of the Township of South Himsworth to the southeast angle thereof; thence northerly along the easterly boundaries of the Townships of North Himsworth and South Himsworth to the northeast angle of the last-mentioned Township; thence westerly along the northerly boundary of the Township of North Himsworth to the water's edge of Lake Nipissing; thence westerly across Lake Nipissing in a straight line to a point in the centre of the main channel of the French River south of and off the easterly end of Blueberry Island; thence southwesterly along the centre lines of the main channel of the French River and that channel of the French River to the north of Okikendawt Island and along that channel of the French River that lies adjacent to the south boundaries of the Townships of Scollard, Mason, Bigwood, Allen and Struthers to the southerly production of the east boundary of the Township of Travers; thence north along said production to the water's edge of the said channel; thence southwesterly, westerly and southwesterly following the water's edge of the said channel and the water's edge of Georgian Bay of Lake Huron to the west boundary of the Township of Travers; thence easterly and southerly along the northerly and easterly shores of Georgian Bay to the southwest angle of the Township of Conger, the point of commencement, and including all islands lying opposite to the said northerly and easterly shores of Georgian Bay.

Provisional
Judicial
District of
Parry Sound.

The Territorial District of Parry Sound shall form the Provisional Judicial District of Parry Sound.

Rainy River.

51.—THE TERRITORIAL DISTRICT OF RAINY RIVER

shall consist of,—

(a) the towns of Fort Frances, Rainy River;

(b) the geographic townships of,

Asmussen,	Baker,	Blue,
Atwood,	Barwick,	Burriss,
Aylsworth,	Bennett,	Carpenter,

Claxton,	Mather,	Roddick,
Croome,	Mathieu,	Roseberry,
Crozier,	McCaul,	Rowe,
Curran,	McCrosson,	Schwenger,
Dance,	McIrvine,	Senn,
Devlin,	McLarty,	Shenston,
Dewart,	Menary,	Sifton,
Dilke,	Miscampbell,	Spohn,
Dobie,	Morley,	Sutherland,
Farrington,	Morley Additional	Tait,
Fleming,	Morson,	Tanner,
Freeborn,	Nelles,	Tovell,
Griesinger,	Pattullo,	Trottier,
Halkirk,	Potts,	Watten,
Hutchinson,	Pratt,	Weaver,
Kingsford,	Ramsay Wright,	Woodyatt,
Lash,	Richardson,	Worthington,

together with all the remaining territory included within the following limits:—

Commencing where the westerly boundary of the District of Thunder Bay intersects the International Boundary between the Dominion of Canada and the United States of America in Saganaga Lake; thence due north along the said district boundary to the 48th mile post thereon in latitude 49° 0' 6" north; thence due west 89 miles, 71 chains, 7 links, more or less to the 18th mile post on O.L.S. Alexander Niven's 6th meridian line; thence due north along the said meridian line 6 miles to the 24th mile post thereon; thence due west along O.L.S. Gillon's base line of 1919 to the northeast angle of the Township of McLarty and continuing west along the north boundaries of the Townships of McLarty and Claxton and the westerly production thereof to the east shore of Sabaskong Bay of the Lake of the Woods; thence westerly and south-westerly along the south shore of the said bay and along the east shore of the Lake of the Woods to where the same is intersected by the 49th degree parallel of north latitude; thence due west 15 miles more or less to the said International Boundary; thence southerly along the said International Boundary to the mouth of the Rainy River; thence southeasterly and easterly up the Rainy River along the said International Boundary to Rainy Lake; thence easterly, southerly and southeasterly following the said International Boundary through Rainy Lake and the several lakes, rivers and portages along the International Boundary, to the place of beginning.

The Territorial District of Rainy River shall form the Provisional Judicial District of Rainy River.

Provisional
Judicial
District of
Rainy River.

Sudbury.

52.—THE TERRITORIAL DISTRICT OF SUDBURY

shall consist of,—

(a) the City of Sudbury;

(b) the towns of Capreol, Chelmsford, Coniston, Copper Cliff, Frood Mine, Levack, Massey, Webbwood;

(c) the geographic townships of,

Abbey,	Blamey,	Clifton,
Abney,	Blewett,	Cochrane,
Acadia,	Blezard,	Collins,
Acheson,	Bonar,	Collishaw,
Addison,	Borden,	Comox,
Admiral,	Botha,	Connaught,
Afton,	Bowell,	Coppell,
Alcona,	Brackin,	Copperfield,
Alcorn,	Breadner,	Cortez,
Allen,	Brebeuf,	Cosby,
Alton,	Broder,	Cosens,
Amyot,	Browning,	Cotton,
Antrim,	Brunswick,	Cox,
Appleby,	Brutus,	Craig,
Arbutus,	Buckland,	Creelman,
Arden,	Burrows,	Creighton,
Armagh,	Burwash	Crockett,
Asquith,	Busby,	Crothers,
Athlone,	Cabot,	Cunningham,
Attlee,	Caen,	Curtin,
Awrey,	Calais,	Dale,
Aylmer,	Capreol,	D'Arcy,
Bader,	Carew,	Davis,
Baldwin,	Carter,	de Gaulle,
Balfour,	Cartier,	Delamere,
Baltic,	Carty,	Delhi,
Barclay,	Cascaden,	Delmage,
Battersby,	Casimir,	DeMorest
Baynes,	Cavell,	Denison,
Beaumont,	Ceylon,	Dennie,
Beemer,	Chalet,	Denyes,
Benneweis,	Champagne,	DesRosiers
Benton,	Chapleau,	Dieppe,
Beresford,	Chaplin,	Dill,
Beulah,	Cherriman,	Dore,
Bevin,	Chester,	Dowling,
Bigelow,	Chewett,	Drury,
Biggs,	Churchill,	Dryden,
Bigwood,	Clary,	Dublin,
Biscotasi,	Cleland,	Dunbar,

Dundee,	Groves,	Kemp,
Dunlop,	Haddo,	Kenogaming,
Dunnet,	Haentschel,	Ki patrick,
Durban,	Hagar,	Kitchener,
Earl,	Halcrow,	Lackner,
Eden,	Halifax,	La Fleche,
Edinburgh,	Hall,	Lampman,
Edith,	Hallam,	Lang,
Eisenhower,	Halliday,	Laura,
Elizabeth,	Halsey,	Leask,
Ellis,	Hanmer,	Leeson,
Emerald,	Hardiman,	Leinster,
Emo,	Harrow,	Lemoine, .
English,	Hart,	Levack
Eric,	Harty,	Lincoln
Ermatinger,	Hassard,	Lipsett,
Esther,	Hawley,	Lloyd,
Ethel,	Hazen,	Londonderry,
Evans,	Heenan,	Lorne,
Fairbairn,	Hellyer,	Loughrin
Fairbank,	Hendrie,	Louise,
Falconbridge,	Hennessy,	Lumsden,
Faust,	Henry,	Macbeth,
Fawcett,	Hess,	Mackelcan,
Fawn,	Hill,	MacIennan,
F'ngal,	Hodgetts,	Macmurchy,
Floranna,	Hoey,	Mageau,
Foleyet,	Hong Kong,	Mallard, .
Foster,	Hornell,	Manning,
Foy,	Horwood,	Marconi,
Fraleck,	Hoskin,	Margaret,
Frater,	Howey,	Marion,
Frechette,	Hubbard,	Marquette,
Frey,	Huffman,	Marshall,
Fulton,	Hutt,	Marshay,
Gallagher,	Hutton,	Martland,
Gamey,	Hyman,	Mason,
Gardhouse,	Invergarry,	Mattagami,
Garibaldi,	Inverness,	May,
Garnet,	Iris,	McBride,
Garson,	Ivanhoe,	McCarthy,
Garvey,	Ivy,	McConnell,
Genoa,	Jack,	McGee,
Gilbert,	Janes,	McKim,
Gladwin,	Jasper,	McKinnon,
Goschen,	Jennings,	McLeod,
Gough,	Joffre,	McNamara,
Gouin,	Keith,	McNaught, .
Graham,	Ke' y,	McNish,
Greenlaw,	Kelso,	McOwen,
Grigg,	Ke'vin,	McPhail,

Melrose,	Rennie,	Totten,
Merritt,	Rhodes,	Travers,
Middleboro,	Roberts,	Trill,
Miramichi,	Roblin,	Triquet,
Missinaibi,	Rollo,	Truman,
Moffat,	Roosevelt,	Turner,
Moher,	Sadler,	Tyrone,
Moncrieff,	St. Louis,	Ulster,
Mond,	Sale,	Unwin,
Mongowin,	Salter,	Valin,
Morgan,	Sandy,	Vernon,
Morse,	Scadding,	Vrooman,
Mountbatten,	Scollard,	Wakami,
Muldrew,	Scotia,	Waldie,
Munster,	Seagram,	Warren,
Murdock,	Secord,	Waters,
Muskego,	Selby,	Westbrook,
Nairn,	Selkirk,	Whalen,
Natal,	Semple,	Whigham,
Neelon,	Servos,	Wigle,
Neville,	Sewell,	Wisner,
Newton,	Shakespeare,	Yeo,
Nimitz,	Sheard,	Zavitz,
Noble,	Shelburne,	 Tp. 6,
Norman,	Shelley,	 Tp. 7,
Northrup,	Shenango,	 Tp. 8,
Nurse,	Sheppard,	 Tp. 8A,
Oates,	Sherlock,	 Tp. 8B,
Ogilvie,	Silk,	 Tp. 8C,
Onaping,	Singapore,	 Tp. 8D,
Oswald,	Sladen,	 Tp. 8E,
Osway,	Smuts,	 Tp. 8F,
Panet,	Snider,	 Tp. 8G,
Parker,	Somme,	 Tp. 8H,
Parkin,	Sothman,	 Tp. 8Z,
Pattinson,	Stalin,	 Tp. 9,
Paudash,	Stetham,	 Tp. 9A,
Paul,	Stobie,	 Tp. 9B,
Penhorwood,	Stover,	 Tp. 9C,
Peters,	Stralak,	 Tp. 9D,
Pinogami,	Strathearn,	 Tp. 9E,
Porter,	Street,	 Tp. 9F,
Potier,	Struthers,	 Tp. 9G,
Racine,	Stull,	 Tp. 9H,
Ramsden,	Swayze,	 Tp. 9Z,
Raney,	Sweeny,	 Tp. 10A,
Rathbun,	Telfer,	 Tp. 10B,
Ratter,	Tilton,	 Tp. 10C,
Rayside,	Togo,	 Tp. 10D,
Reeves,	Tooms,	 Tp. 10E,
Regan,	Topham,	 Tp. 10F,

Tp. 10G,	Tp. 13H,	Tp. 23, Range 23,
Tp. 10H,	Tp. 19,	Tp. 28,
Tp. 11B,	Tp. 22,	Tp. 29,
Tp. 11C,	Tp. 22, Range 15,	Tp. 32,
Tp. 11D,	Tp. 22, Range 16,	Tp. 35,
Tp. 11E,	Tp. 22, Range 17,	Tp. 36,
Tp. 11F,	Tp. 22, Range 18,	Tp. 37,
Tp. 11G,	Tp. 22, Range 19,	Tp. 44,
Tp. 11H,	Tp. 22, Range 20,	Tp. 107,
Tp. 12,	Tp. 23, Range 15,	Tp. 108,
Tp. 12E,	Tp. 23, Range 16,	Tp. 114,
Tp. 12F,	Tp. 23, Range 17,	Tp. 115,
Tp. 12G,	Tp. 23, Range 18,	Tp. 118,
Tp. 12H,	Tp. 23, Range 19,	Tp. 119,
Tp. 13G,	Tp. 23, Range 20,	Tp. 120,

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of Harrow; thence northerly and westerly along the west boundary of the Township of Harrow to the southeast corner of the Township of Salter; thence westerly, southerly and westerly along the south boundary of the Township of Salter to the southwest corner of the said Township; thence north along the west boundary of the Township of Salter to the northwest corner thereof; thence east along the north boundary of the Township of Salter to the northeast corner of the said Township; thence north astronomically to the northwest corner of Township 120; thence east along the north boundary of the said Township to the northeast corner thereof; thence north astronomically to the northwest corner of the Township of Dennie; thence west astronomically to the southwest corner of the Township of Comox; thence north astronomically to the southwest corner of the Township of Hubbard; thence west astronomically to the southwest corner of Township 23, Range 15; thence north astronomically to the northwest corner of the Township of Cosens; thence west along the south boundary of Township 23, Range 23, to the southwest corner thereof; thence north astronomically to the northwest corner of the Township of Rennie; thence east astronomically to the northeast corner of the Township of Frey; thence south astronomically to the northwest corner of the Township of Crothers; thence east astronomically to the northeast corner of the Township of Zavitz; thence south astronomically to the northwest corner of the Township of Stull; thence east astronomically to the northeast corner of the Township of Sladen; thence south astronomically to the southeast corner of the Township of Delhi; thence west along the south boundary of the Township of Delhi to the northeast corner of the Township of Armagh; thence south astronomically to the

southeast corner of the Township of Dunnet; thence west along the south boundary of the Township of Dunnet to the northeast corner of the Township of Casimir; thence south astronomically to the southeast corner of the Township of Martland; thence east along the north boundary of the Township of Scollard and its production easterly to the centre line of the channel of the French River to the north of Okikendawt Island; thence southwesterly along the centre line of the said channel of the French River that lies adjacent to the south boundaries of the Townships of Scollard, Mason, Bigwood, Allen and Struthers to the southerly production of the east boundary of the Township of Travers; thence north along the said production to the water's edge of the said channel; thence southwesterly, westerly and southwesterly following the water's edge of the said channel and the water's edge of Georgian Bay to the west boundary of the Township of Travers; thence north along the west boundaries of the Townships of Travers and Kilpatrick to the northwest corner of the last-mentioned Township; thence west along the south boundary of the Township of Sale to the southwest corner thereof; thence north along the west boundary of the Township of Sale to the southeast corner of the Township of Goschen; thence west along the south boundaries of the Townships of Goschen, Stalin, Roosevelt and Curtin to the water's edge of the North Channel of Lake Huron; thence northerly, westerly and southerly following the said water's edge to its intersection with the production easterly of the north boundary of the west part of the unsundered portion of the Whitefish Indian Reserve No. 4; thence west along the said production and continuing west along the said north boundary to the water's edge of the North Channel of Lake Huron; thence northerly and westerly along the said water's edge to its intersection with the production southerly of the west boundary of the Township of Harrow; thence north along the said production to the southwest corner of the Township of Harrow, the point of commencement.

Provisional
Judicial
District of
Sudbury.

The Territorial District of Sudbury shall form the Provisional Judicial District of Sudbury.

Thunder
Bay.

53.—THE TERRITORIAL DISTRICT OF THUNDER BAY

shall consist of,—

(a) the cities of Fort William, Port Arthur;

(b) the Town of Geraldton;

(c) the geographic townships of,

Abrey,	Adrian,	Alpha,
Adamson,	Aldina,	Ames,

Ashmore,
 Atikameg,
 Bain,
 Barbara,
 Bégin,
 Bell,
 Benner,
 Bertrand,
 Bickle,
 Blackwell,
 Blake,
 Booth,
 Boucher,
 Bryant,
 Bulmer,
 Byron,
 Chevrier,
 Church,
 Cockeram,
 Colliver,
 Colter,
 Coltham,
 Conacher,
 Conant,
 Conmee,
 Croll,
 Crooks,
 Daley,
 Danford,
 Devon,
 Dorion,
 Dorothea,
 Duckworth,
 Dye,
 Elmhirst,
 Errington,
 Esnagami,
 Eva,
 Exton,
 Fallis,
 Fauteux,
 Fernow,
 Fletcher,
 Flood,
 Forbes,
 Fowler,
 Fraleigh,
 Fulford,
 Furlonge,
 Gibbard,
 Gillies,

Glen,
 Goldie,
 Golding,
 Goodfellow,
 Gorham,
 Goulet,
 Graydon,
 Gzowski,
 Hagey,
 Haines,
 Hanniwell,
 Hardwick,
 Hartington,
 Heathcote,
 Hele,
 Hipel,
 Hogarth,
 Homer,
 Horne,
 Houck,
 Innes,
 Inwood,
 Irwin,
 Jacques,
 Jean,
 Joynt,
 Jutten,
 Kilkenny,
 Kirby,
 Kitto,
 Klotz,
 Knowles,
 Kowkash,
 Lamport,
 Langworthy,
 Lapierre,
 Laurie,
 Ledger,
 Leduc,
 Legault,
 Leslie,
 Lindsley,
 Lismore,
 Low,
 Lybster,
 Lyon,
 MacGregor,
 Manion,
 Marks,
 McComber,
 McCubbin,

McGill,
 McGillis,
 McIntyre,
 McIvor,
 McKelvie,
 McLaurin,
 McMaster,
 McQuesten,
 McTavish,
 Meader,
 Meinzinger,
 Michener,
 Mikano,
 Moss,
 Nakina,
 Neebing,
 Nipigon,
 Oakes,
 Oboshkegan,
 O'Connor,
 Oliver,
 O'Meara,
 Paipoonge,
 Pardee,
 Parent,
 Parry,
 Paska,
 Patrick,
 Pearson,
 Pic,
 Pifher,
 Poisson,
 Purdom,
 Pyramid,
 Rickaby,
 Robbins,
 Robson,
 Rupert,
 Sackville,
 Salsberg,
 Sandra,
 Savanne,
 Savant,
 Scoble,
 Shabotik,
 Sibley,
 Smye,
 Soper,
 Stedman,
 Stirling,
 Strange,

Summers,	Tp. 73,	Tp. 83.
Trewartha,	Tp. 74,	Tp. 84,
Upsala,	Tp. 75,	Tp. 85,
Vincent,	Tp. 76,	Tp. 86,
Vivian,	Tp. 77,	Tp. 87,
Walters,	Tp. 78,	Tp. 88,
Ware,	Tp. 79,	Tp. 89,
Tp. 70,	Tp. 80,	Tp. 90,
Tp. 71,	Tp. 81,	Tp. 91,
Tp. 72,	Tp. 82,	Tp. 92,

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of Clavet; thence south astronomically to the southwest corner of the Township of Johns; thence east along the south boundary of the Township of Johns to the northwest corner of the Township of Common; thence south along the west boundaries of the Townships of Common and Hunt to the southwest corner of the last-mentioned Township; thence west along the south boundary of the Township of Knowles to O.L.S. Speight's meridian of 1902; thence south along O.L.S. Speight's meridian of 1902 and its southerly production to the International Boundary; thence northwesterly, southwesterly and westerly following the International Boundary to a point in Saganaga Lake where the said boundary is intersected by the southerly production of O.L.S. Niven's meridian line of 1890; thence due north along the said production and continuing along O.L.S. Niven's meridian line of 1890 and the northerly production of the said line, as surveyed by O.L.S. Dobie in 1919 to the centre of the main channel of the waters of Lake St. Joseph; thence northeasterly along the centre of the main channel of Lake St. Joseph and the Albany River, and the expansions thereof, to the intersection of the northerly production of the meridian surveyed by O.L.S. Speight and van Nostrand in 1925; thence south along the said production and continuing along the meridian run by O.L.S. Speight and van Nostrand in 1925 to the northwest corner of the Township of Bain; thence east astronomically to the northeast corner of the Township of Bell; thence south along the western boundary of the Townships of Boyce and Clavet to the southwest corner of the Township of Clavet, the point of commencement.

Provisional
Judicial
District of
Thunder
Bay.

The Territorial District of Thunder Bay shall form the Provisional Judicial District of Thunder Bay.

54.—THE TERRITORIAL DISTRICT OF TIMISKAMING

Timis-
kaming.

shall consist of,—

(a) the towns of Charlton, Cobalt, Englehart, Haileybury, Latchford, New Liskeard;

(b) the Village of Thornloe;

(c) the geographic townships of,

Adams,	Coleman,	James,
Alma,	Corkill,	Katrine,
Argyle,	Corley,	Keefer,
Armstrong,	Dack,	Kerns,
Arnold,	Dane,	Kimberley,
Auld,	Davidson,	Kittson,
Baden,	Denton,	Klock,
Banks,	Donovan,	Knight,
Bannockburn,	Doon,	Langmuir,
Barber,	Douglas,	Lawson,
Barr,	Doyle,	Lebel,
Bartlett,	Dufferin,	Leckie,
Bayly,	Dunmore,	Lee,
Beauchamp,	Dymond,	Leith,
Ben Nevis,	Eby,	Leo,
Benoit,	Eldorado,	Leonard,
Bernhardt,	Evanturel,	Lorrain,
Bisley,	Fallon,	Lundy,
Black,	Farr,	Maisonville,
Blackstock,	Fasken,	Marquis,
Blain,	Firstbrook,	Marter,
Bompas,	Flavelle,	McArthur,
Boston,	Fripp,	McElroy,
Brethour,	Gamble,	McEvay,
Brewster,	Gauthier,	McFadden,
Brigstocke,	Geikie,	McGarry,
Bryce,	Gillies Limit,	McGiffin,
Bucke,	Grenfell,	McKeown,
Burt,	Gross,	McNeil,
Cairo,	Harley,	McVittie,
Cane,	Harris,	Medina,
Casey,	Haultain,	Melba,
Catharine,	Hearst,	Michie,
Chamberlain,	Henwood,	Mickle,
Charters,	Hillary,	Midlothian,
Childerhose,	Hilliard,	Milner,
Chown,	Hincks,	Montrose,
Cleaver,	Holmes,	Morel,
Clifford,	Hudson,	Morrisette,
Cole,	Ingram,	Mulligan,

Musgrove,	Raymond,	Terry,
Nicol,	Reynolds,	Thorneloe,
Nordica,	Roadhouse,	Timmins,
North Williams,	Robertson,	Tolstoi,
Ossian,	Robillard,	Trethewey,
Otto,	Rorke,	Truax,
Pacaud,	Savard,	Tudhope,
Pense,	Sharpe,	Tyrrell,
Pharand,	Sheba,	Van Hise,
Pontiac,	Shillington,	van Nostrand,
Powell,	Skead,	Wallis,
Price,	Smyth,	Whitson,
Rankin,	South Lorrain,	Willet,
Rattray,	Speight,	Willison,
Ray,	Teck,	Yarrow,

together with all the remaining territory included within the following limits:—

Commencing at the southwest corner of the Township of South Lorrain; thence north along the west boundary of the said Township to the northwest corner thereof; thence west astronomically to the southeast corner of the Township of Brigstocke and continuing west along the south boundaries of Brigstocke, Cole and Medina to the southwest corner of the last-mentioned Township; thence north along the west boundary of the Township of Medina to the northwest corner thereof; thence west astronomically to the southwest corner of the Township of Dufferin; thence north astronomically to the southeast corner of the Township of Geikie; thence west astronomically to the southwest corner of the Township of Pharand; thence north along the west boundaries of the Townships of Pharand, Hillary and Keefer to the northwest corner of the last-mentioned Township; thence east astronomically to the Interprovincial Boundary between Ontario and Quebec; thence south and southerly along the said Interprovincial Boundary to a point on the production easterly of the south boundary of the Township of South Lorrain; thence west along the said production and continuing along the south boundary of the Township of South Lorrain to the southwest corner thereof, the point of commencement.

Provisional
Judicial
District of
Timis-
kaming.

The Territorial District of Timiskaming shall form the Provisional Judicial District of Timiskaming. R.S.O. 1937, c. 3, s. 1; 1945, c. 26, s. 1; 1946, c. 98, s. 1, *amended*.

Additional
municipalities
in territorial
districts.

2. In addition to the municipalities mentioned in section 1 as being included in the territorial districts, such districts shall also include the municipalities listed hereunder:

1.—THE TERRITORIAL DISTRICT OF ALGOMA Algoma.

includes the townships of,—

Day and Bright	Macdonald and	Tarbutt and Tar-
Additional,	Meredith,	butt Additional,
Hilton,	Plummer	Tarentorus,
Jocelyn,	Additional,	Thessalon and
Johnson,	Prince,	Lefroy,
Korah,	St. Joseph,	Thompson,
Laird,		Wicksteed.

2.—THE TERRITORIAL DISTRICT OF COCHRANE Cochrane.

includes,—

(a) the improvement districts of Kingham (part),
Mountjoy;

(b) the townships of,

Calvert,	Playfair,	Tisdale,
Fauquier,	Shackleton and	Whitney,
Glackmeyer,	Machin,	Black River.

3.—THE TERRITORIAL DISTRICT OF KENORA Kenora.

includes,—

(a) the Improvement District of Sioux Narrows;

(b) the townships of,

Ignace,	Machin,
Jaffray and Melick,	Van Horne.

4.—THE TERRITORIAL DISTRICT OF MANITOULIN Manitoulin.

includes the townships of,—

Assiginack,	Carnarvon,	Rutherford and
Barrie Island,	Cockburn Island,	George Island,
Billings and part	Gordon and part of	Sandfield,
of Allan,	Allan,	Tehkummah.
Burpee,	Howland,	

5.—THE TERRITORIAL DISTRICT OF MUSKOKA Muskoka.

includes the townships of,—

Brunel,	Macaulay,	Oakley,
Cardwell,	McLean,	Ridout,
Chaffey,	Medora and Wood,	Ryde,
Draper,	Monck,	Stephenson,
Franklin,	Morrison,	Stisted,
Freeman,	Muskoka,	Watt.

Nipissing. 6.—THE TERRITORIAL DISTRICT OF NIPISSING
includes,—

(a) the Improvement District of Cameron;

(b) the townships of,

Bonfield,	East Ferris,	Springer,
Caldwell,	Field,	West Ferris,
Calvin,	Mattawan,	Widdifield.
Chisholm,	Papineau,	

Parry Sound. 7.—THE TERRITORIAL DISTRICT OF
PARRY SOUND

includes the townships of,—

Armour,	Humphry,	Nipissing,
Carling,	Joly,	North Himsworth,
Chapman,	Machar,	Perry,
Christie,	McDougall,	Ryerson,
Foley,	McKellar,	South Himsworth,
Hagerman,	McMurrich,	Strong.

Rainy River. 8.—THE TERRITORIAL DISTRICT OF
RAINY RIVER

includes,—

(a) the improvement districts of Atikokan, Kingsford;

(b) the townships of,

Alberton,	Emo,	Morley and
Atwood,	Lavallee,	Pattullo,
Blue,	McCrosson and	Morson,
Chapple,	Tovell,	Worthington.
Dilke,	McIrvine,	

Sudbury. 9.—THE TERRITORIAL DISTRICT OF SUDBURY
includes,—

(a) the Improvement District of Renabie;

(b) the townships of,

Baldwin,	Drury, Denison	Neelon and Garson,
Balfour,	and Graham,	Ratter and
Blezard,	Hagar,	Dunnet,
Casimir, Jennings	Hallam,	Rayside,
and Appleby,	Hanmer,	Salter, May and
Chapleau,	Martland,	Harrow,
Cosby and Mason,	McKim,	Waters.
Dowling,	Nairn,	

10—THE TERRITORIAL DISTRICT OF THUNDER BAY

Thunder
Bay.

includes,—

(a) the improvement districts of Beardmore, Marathon,
Red Rock, Terrace Bay;

(b) the townships of,

Conmee,	Nipigon,	Paipoonge,
Gillies,	O'Connor,	Schreiber,
Neebing,	Oliver,	Shuniah.

11.—THE TERRITORIAL DISTRICT OF TIMISKAMING

Timis-
kaming.

includes,—

(a) the improvement districts of Gauthier, Kingham
(part), McGarry;

(b) the townships of,

Armstrong,	Dack,	Hudson,
Brethour,	Dymond,	James,
Bucke,	Evanturel,	Kerns,
Casey,	Harley,	Larder Lake,
Chamberlain,	Harris,	Matachewan,
Coleman,	Hilliard,	Teck.

3. Notwithstanding the express mention herein of certain municipalities as being included in certain counties and districts, every such county and district shall include any other municipality situate within the limits thereof. R.S.O. 1937, c. 3, s. 2, *amended*.

Inclusion of
municipal-
ties although
not men-
tioned.

UNITED COUNTIES, ETC.

4.—(1) For municipal, judicial and all purposes not otherwise provided for by law, the following counties shall continue to form unions of counties:—

United
counties.

1. Stormont, Dundas and Glengarry;

2. Leeds and Grenville;

3. Northumberland and Durham;

4. Prescott and Russell. R.S.O. 1937, c. 3, s. 3 (1).

(2) Each of such unions of counties under the name of the United Counties of _____ and _____ (*naming them*), shall for all purposes, so long as such counties remain united, have in common, as if one county, all courts, offices and institutions.

Courts,
offices and
institutions.

offices and institutions established by law, pertaining to counties. R.S.O. 1937, c. 3, s. 4.

Cities and towns.

5. For judicial purposes every city shall be united to and form part of the county within the limits whereof it is situate; but for municipal purposes such cities, and all towns and other municipalities withdrawn from the jurisdiction of the county, shall not form part of the counties in which they are respectively situate. R.S.O. 1937, c. 3, s. 3 (2), *amended*.

BOUNDARIES OF TOWNSHIPS LYING ON CERTAIN LAKES AND RIVERS.

Limits of townships bounded by certain lakes and rivers.

6.—(1) Except as provided in subsections 2 and 3 the limits of all the townships lying on the St. Lawrence River, Lake Ontario, Niagara River, Lake Erie, the Detroit River, Lake St. Clair, the St. Clair River, Lake Huron (not including the Georgian Bay), the St. Mary River and Lake Superior (not including Thunder Bay, Black Bay and Nipigon Bay); shall extend to the boundary of the Province in such lake or river, in prolongation of the outlines of each township respectively; and unless herein otherwise provided, such townships shall also include all the islands, the whole or the greater part of which are comprised within the said outlines so prolonged.

Exception.

(2) Subsection 1 shall not apply to that part of Ontario at the head of Lake Ontario lying west of the east boundary of the County of York produced southerly to the International Boundary, but in that part the limits of all townships on either side of the Lake shall extend to a line drawn from the intersection of the east boundary of the County of York produced with the International Boundary, westerly to the old outlet of Hamilton Harbour.

Rev. Stat., c. 96.

(3) Subject to *The Long Point Park Act* the Township of South Walsingham shall include the whole of Long Point. R.S.O. 1937, c. 3, s. 5, *amended*.

Limits of townships on the Ottawa.

7. The limits of the townships lying on the Ottawa River shall in like manner extend to the boundary between Ontario and Quebec. R.S.O. 1937, c. 3, s. 6, *amended*.

Limits of townships in Glengarry.

8. The limits of the townships in the County of Glengarry shall in like manner extend to the middle of Lake St. Francis, and to the middle of the main channel of the St. Lawrence River, and unless herein otherwise provided, shall also include every island, the whole or the greater part of which is comprised within the outlines of such townships so prolonged. R.S.O. 1937, c. 3, s. 7, *amended*.

9.—(1) The limits of the townships on the Bay of Quinte, ^{Limits of townships on Bay of Quinte and on other bays, lakes and rivers.} the Georgian Bay, Thunder Bay, Black Bay and Nipigon Bay, the Trent River and its lakes, Lake Simcoe, the Severn River, the Rideau River and its lakes, the Thames River, the Grand River, and any other rivers, lakes and bays not hereinbefore mentioned, shall in like manner extend to the middle of such lakes and bays, and to the middle of the main channels of such rivers respectively, and unless herein otherwise provided, shall also include every island, the whole or the greater part of which is comprised within the outlines of such township so prolonged. R.S.O. 1937, c. 3, s. 8, *amended*.

(2) Notwithstanding subsection 1,—

Exceptions.

- (a) the extended east limit of the Township of Carling and the extended west limit of the Township of McDougall in the waters of Parry Sound are defined by a line drawn south $20^{\circ} 52'$ east astronomically from the southeast corner of Lot 6, Concession 10 in the Township of Carling; and
- (b) the extended south limits of the Townships of McDougall and Carling and the extended north limit of the Township of Cowper in the waters of Parry Sound and the Georgian Bay are defined by a line drawn south $69^{\circ} 8'$ west astronomically from the southwest corner of the Township of McDougall,

and the Townships of Carling, McDougall and Cowper shall include every island the whole or the greater part of which is included within the limits of such townships as so defined.

(3) Notwithstanding subsection 1, the extended south ^{Idem.} limit of the Township of Baxter and the eastern portion of the extended north limit of the Township of Tay in the waters of the Georgian Bay from the mouth of the Severn River are defined as follows:—

Commencing at a point in the waters of the Georgian Bay distant 94 chains, measured on a course of south $20^{\circ} 52'$ east from the northeast corner of Lot 31, Concession 2, in the Township of Baxter; thence north 80° west astronomically, one hundred and nine chains more or less to a point in a line drawn south astronomically from the southwestern extremity of Potato Island; thence west astronomically two hundred and ten chains more or less to a point in the waters of the Georgian Bay midway between the mainland of the Township of Tay and the Township of Baxter;.

Again commencing at the said point of commencement; thence north 62° east astronomically forty chains more or less to a point in the waters of the Georgian Bay midway between the mainland of the Township of Baxter and the Township of Tay, thence northerly and westerly following the midway line between the mainland of the Township of Baxter and the Township of Tay to the intersection with the centre of the main channel of the Severn River at the mouth of the Severn River,

and the Townships of Baxter and Tay shall include every island the whole or the greater part of which is included within the limits of such townships as so defined. *New.*

Savings as to islands being townships of themselves, etc.

10. Sections 6, 7, 8 and 9 shall not extend to any islands or parts of islands which are townships by themselves, or which have been expressly included in other townships in the original surveys and plans thereof remaining of record in the office of the Minister of Lands and Forests or by statute, but the same shall remain townships or parts of such other townships respectively. R.S.O. 1937, c. 3, s. 9.

Powers of Lieutenant-Governor in Council.

POWERS OF LIEUTENANT-GOVERNOR IN COUNCIL.

11. The Lieutenant-Governor in Council may,—

- (a) establish geographic townships in those parts of Ontario in which townships have not been constituted, and declare the name each shall bear and fix the boundaries thereof;
- (b) alter the boundaries of any territorial district or provisional judicial district;
- (c) when no letters patent have been issued granting lands in a township, alter the boundaries or change the name thereof;
- (d) annex any gore or tract of land not forming part of a township to any adjoining township or parts of such gore or tract of land to townships adjoining such parts; and
- (e) when doubt exists as to the township in which an island or other tract of land or lands covered with water lies, declare the township in which the same lies. R.S.O. 1937, c. 3, ss. 10, 11, 13, 14, *amended*.

12. *The Territorial Division Act, The Territorial Division Amendment Act, 1945* and *The Territorial Division Amendment Act, 1946*, are repealed. Rev. Stat., c. 3; 1945, c. 26; 1946, c. 98, repealed.

13. This Act may be cited as *The Territorial Division Act*, Short title. 1949.

BILL

The Territorial Division Act, 1949.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 7th, 1949

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Juvenile and Family Courts Act.

MR. BLACKWELL

EXPLANATORY NOTE

Under the subsection the Lieutenant-Governor in Council may fix the amount to be appropriated by the municipality for the expenses of the juvenile and family court. The subsection then fixes ceilings on the total amounts of such expenses on a graded scale depending on the population served by the court.

In 1947 the maximum for class *a* (where the district served by the court has a population of more than 200,000) was increased from \$50,000 to \$100,000.

This bill increases the maximums of the other three classes correspondingly. Class *b* is increased from \$25,000 to \$50,000; class *c* from \$15,000 to \$25,000 and class *d* from \$8,000 to \$15,000, as the courts in these classes are correspondingly affected by increased operating costs.

No. 96

1949

BILL

An Act to amend The Juvenile and Family Courts Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Clauses *b*, *c* and *d* of subsection 2 of section 15 of *The Juvenile and Family Courts Act* are repealed and the following substituted therefor:

Rev. Stat.,
c. 316, s. 15,
subs. 2,
cls. *b*, *c*, *d*,
re-enacted.

(*b*) a population of more than 75,000, but less than 200,000, not more than \$50,000;

(*c*) a population of more than 25,000, but less than 75,000, not more than \$25,000;

(*d*) a population less than 25,000, not more than \$15,000.

2. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

3. This Act may be cited as *The Juvenile and Family Courts Amendment Act, 1949*.

Short title.

BILL

An Act to amend The Juvenile and
Family Courts Act.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. BLACKWELL.

No. 96

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Juvenile and Family Courts Act.

MR. BLACKWELL

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY



BILL

An Act to amend The Juvenile and Family Courts Act.

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Rev. Stat.,
c. 316, s. 15,
subs. 2,
cls. *b*, *c*, *d*,
re-enacted.

(*b*) a population of more than 75,000, but less than 200,000, not more than \$50,000;

(*c*) a population of more than 25,000, but less than 75,000, not more than \$25,000;

(*d*) a population less than 25,000, not more than \$15,000.

2. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

3. This Act may be cited as *The Juvenile and Family Courts Amendment Act, 1949*.

Short title.

BILL

An Act to amend The Juvenile and
Family Courts Act.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 7th, 1949

MR. BLACKWELL.

. 1ST SESSION, 23RD LEGISLATURE, ONTARIO .
13 GEORGE VI, 1949

BILL

An Act respecting Certain Contracts that have become Impossible of
Performance or have been Otherwise Frustrated.

MR. BLACKWELL

EXPLANATORY NOTE

This Bill makes certain provisions as to what happens when a contract governed by Ontario law becomes impossible of performance or otherwise frustrated and the parties have for that reason been discharged from further performance of the contract.

In England in 1942 the House of Lords in the *Fibrosa* case changed the law on this subject with such unsatisfactory results that in the following year Parliament passed the Law Reform (Frustrated Contracts) Act, 1943. The subject was thus taken from the common law by statute in order to ensure more equitable and just results.

The purpose of this Bill is to bring the law in Ontario into line with that of England. The Bill, although different in form, is the same in principle as the Act of the United Kingdom. The Bill has been prepared and is recommended by the Conference of Commissioners on Uniformity of Legislation in Canada.

The provisions of the Bill are self-explanatory. Section 2 describes the contracts to which the Act applies and those to which it does not apply. Section 3 adjusts the rights and liabilities of the parties.

No. 97.

1949

BILL

An Act respecting Certain Contracts that have
become Impossible of Performance or have
been Otherwise Frustrated.

HIS MAJESTY, by and with the advice and consent of
the Legislative Assembly of the Province of Ontario,
enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "contract" includes a contract to which the Crown "contract";
is a party;
- (b) "court" means the court or arbitrator by or before "court";
whom a matter falls to be determined; and
- (c) "discharged" means relieved from further per- "dis-
formance of the contract. charged".

2.—(1) This Act applies to any contract governed by the Application
law of Ontario whether made before or after the coming of Act.
into force of this Act, that after the coming into force of this
Act has become impossible of performance or been otherwise
frustrated and the parties to which for that reason have been
discharged.

(2) This Act does not apply,—

Exceptions.

- (a) to a charterparty or a contract for the carriage of
goods by sea, except a time charterparty or a
charterparty by way of demise;
- (b) to a contract of insurance; or
- (c) to a contract for the sale of specific goods where the
goods, without the knowledge of the seller, have
perished at the time when the contract is made,
or where the goods, without any fault on the part
of the seller or buyer, perish before the risk passes
to the buyer.

Adjustment
of rights and
liabilities,—

3.—(1) The sums paid or payable to a party in pursuance of a contract before the parties were discharged,—

(a) in the case of sums paid, are recoverable from him as money received by him for the use of the party by whom the sums were paid; and

payments;

(b) in the case of sums payable, cease to be payable.

expenses;

(2) If, before the parties were discharged, the party to whom the sums were paid or payable incurred expenses in connection with the performance of the contract, the court, if it considers it just to do so having regard to all the circumstances, may allow him to retain or to recover, as the case may be, the whole or any part of the sums paid or payable not exceeding the amount of the expenses, and without restricting the generality of the foregoing the court, in estimating the amount of the expenses, may include such sum as appears to be reasonable in respect of overhead expenses and in respect of any work or services performed personally by the party incurring the expenses.

benefits;

(3) If, before the parties were discharged, any of them has, by reason of anything done by any other party in connection with the performance of the contract, obtained a valuable benefit other than a payment of money, the court, if it considers it just to do so having regard to all the circumstances, may allow the other party to recover from the party benefited the whole or any part of the value of the benefit.

assumed
obligations;

(4) Where a party has assumed an obligation under the contract in consideration of the conferring of a benefit by any other party to the contract upon any other person, whether a party to the contract or not, the court, if it considers it just to do so having regard to all the circumstances, may for the purposes of subsection 3 treat any benefit so conferred as a benefit obtained by the party who has assumed the obligation.

insurance;

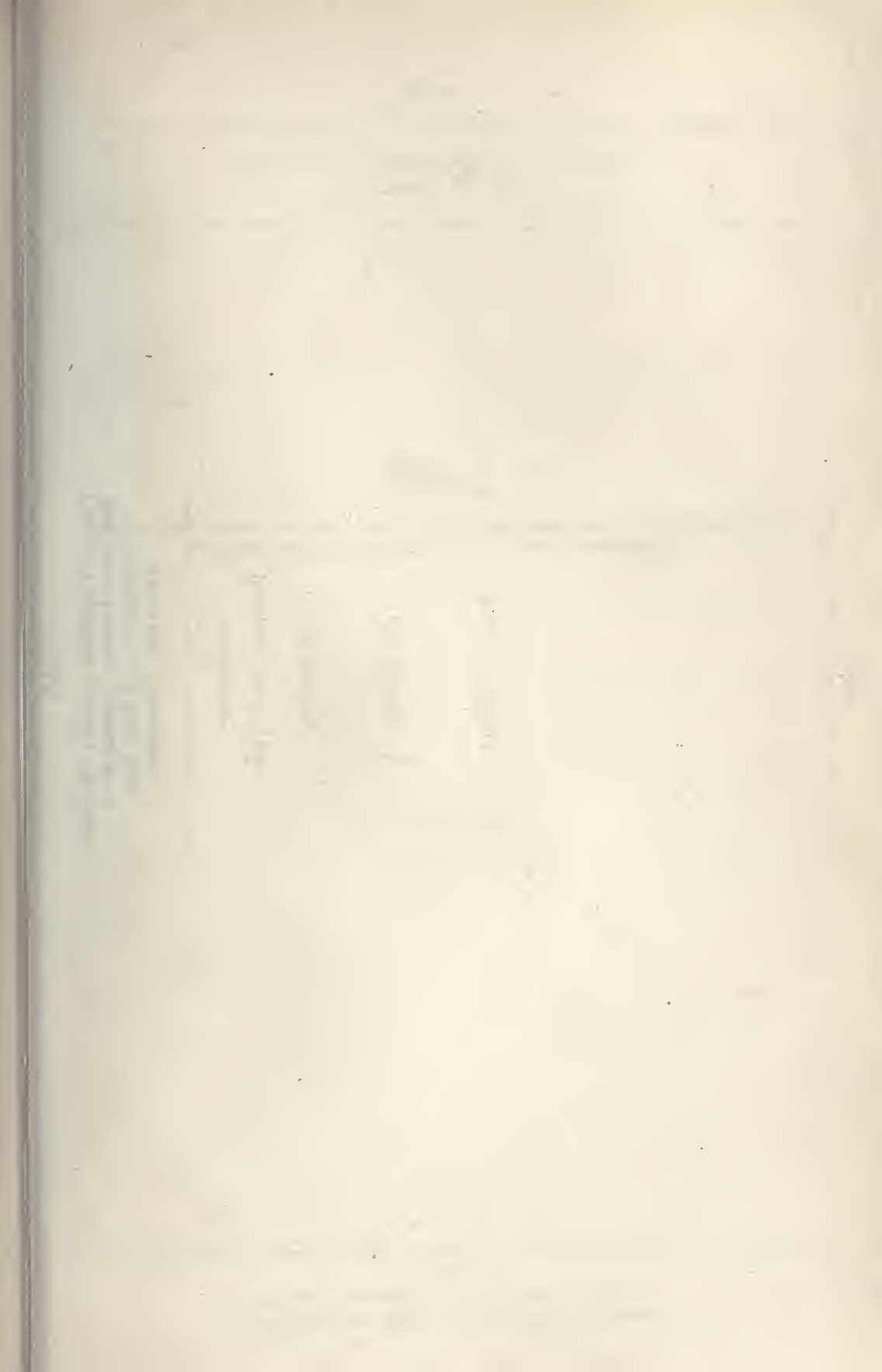
(5) In considering whether any sum ought to be recovered or retained under this section by a party to the contract, the court shall not take into account any sum that, by reason of the circumstances giving rise to the frustration of the contract, has become payable to that party under any contract of insurance unless there was an obligation to insure imposed by an express term of the frustrated contract or by or under any enactment.

(6) Where the contract contains a provision that upon the true construction of the contract is intended to have effect in the event of circumstances that operate, or but for the provision would operate, to frustrate the contract, or is intended to have effect whether such circumstances arise or not, the court shall give effect to the provision and shall give effect to this section only to such extent, if any, as appears to the court to be consistent with the provision.

(7) Where it appears to the court that a part of the contract can be severed properly from the remainder of the contract, being a part wholly performed before the parties were discharged, or so performed except for the payment in respect of that part of the contract of sums that are or can be ascertained under the contract, the court shall treat that part of the contract as if it were a separate contract that had not been frustrated and shall treat this section as applicable only to the remainder of the contract.

4. This Act shall come into force on the 1st day of June, 1949.

5. This Act may be cited as *The Frustrated Contracts Act, 1949*.



BILL

An Act respecting Certain Contracts
that have become Impossible of
Performance or have been
Otherwise Frustrated.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. BLACKWELL.

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act respecting Certain Contracts that have become Impossible of
Performance or have been Otherwise Frustrated.

MR. BLACKWELL

BILL

An Act respecting Certain Contracts that have become Impossible of Performance or have been Otherwise Frustrated.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,—

Interpre-
tation,—

- (a) "contract" includes a contract to which the Crown "contract" is a party;
- (b) "court" means the court or arbitrator by or before "court"; whom a matter falls to be determined; and
- (c) "discharged" means relieved from further per- "dis-
formance of the contract. charged".

2.—(1) This Act applies to any contract governed by the ^{Application} law of Ontario whether made before or after the coming ^{of Act.} into force of this Act, that after the coming into force of this Act has become impossible of performance or been otherwise frustrated and the parties to which for that reason have been discharged.

(2) This Act does not apply,—

Exceptions.

- (a) to a charterparty or a contract for the carriage of goods by sea, except a time charterparty or a charterparty by way of demise;
- (b) to a contract of insurance; or
- (c) to a contract for the sale of specific goods where the goods, without the knowledge of the seller, have perished at the time when the contract is made, or where the goods, without any fault on the part of the seller or buyer, perish before the risk passes to the buyer.

Adjustment
of rights and
liabilities,—

3.—(1) The sums paid or payable to a party in pursuance of a contract before the parties were discharged,—

(a) in the case of sums paid, are recoverable from him as money received by him for the use of the party by whom the sums were paid; and

payments;

(b) in the case of sums payable, cease to be payable.

expenses;

(2) If, before the parties were discharged, the party to whom the sums were paid or payable incurred expenses in connection with the performance of the contract, the court, if it considers it just to do so having regard to all the circumstances, may allow him to retain or to recover, as the case may be, the whole or any part of the sums paid or payable not exceeding the amount of the expenses, and without restricting the generality of the foregoing the court, in estimating the amount of the expenses, may include such sum as appears to be reasonable in respect of overhead expenses and in respect of any work or services performed personally by the party incurring the expenses.

benefits;

(3) If, before the parties were discharged, any of them has, by reason of anything done by any other party in connection with the performance of the contract, obtained a valuable benefit other than a payment of money, the court, if it considers it just to do so having regard to all the circumstances, may allow the other party to recover from the party benefited the whole or any part of the value of the benefit.

assumed
obligations;

(4) Where a party has assumed an obligation under the contract in consideration of the conferring of a benefit by any other party to the contract upon any other person, whether a party to the contract or not, the court, if it considers it just to do so having regard to all the circumstances, may for the purposes of subsection 3 treat any benefit so conferred as a benefit obtained by the party who has assumed the obligation.

insurance;

(5) In considering whether any sum ought to be recovered or retained under this section by a party to the contract, the court shall not take into account any sum that, by reason of the circumstances giving rise to the frustration of the contract, has become payable to that party under any contract of insurance unless there was an obligation to insure imposed by an express term of the frustrated contract or by or under any enactment.

(6) Where the contract contains a provision that upon ^{special} the true construction of the contract is intended to have ^{contractual} effect in the event of circumstances that operate, or but for ^{provisions;} the provision would operate, to frustrate the contract, or is intended to have effect whether such circumstances arise or not, the court shall give effect to the provision and shall give effect to this section only to such extent, if any, as appears to the court to be consistent with the provision.

(7) Where it appears to the court that a part of the contract can be severed properly from the remainder of the ^{where} contract, being a part wholly performed before the parties ^{contract} were discharged, or so performed except for the payment in ^{severable.} respect of that part of the contract of sums that are or can be ascertained under the contract, the court shall treat that part of the contract as if it were a separate contract that had not been frustrated and shall treat this section as applicable only to the remainder of the contract.

4. This Act shall come into force on the 1st day of June, ^{Commence-} 1949. ^{ment of Act.}

5. This Act may be cited as *The Frustrated Contracts* ^{Short title.} *Act, 1949.*



BILL

An Act respecting Certain Contracts
that have become Impossible of
Performance or have been
Otherwise Frustrated.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

March 7th, 1949

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Professional Engineers Act.

MR. BLACKWELL

EXPLANATORY NOTES

SECTION 1. The name of the mechanical branch of the Association of Professional Engineers is changed to "mechanical and industrial" as being more descriptive of the members now making up the branch.

SECTION 2. As amended, the council of the Association may exercise discretion as to whether or not they will reinstate a member whose name has been erased from the register for non-payment of fees.

At the present time, on payment of the arrears of fees a former member must be reinstated no matter how long he has been in default.

BILL

An Act to amend The Professional Engineers Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 6 of *The Professional Engineers Act*, as amended by subsection 1 of section 6 of *The Professional Engineers Amendment Act, 1946*, is further amended by inserting after the word "mechanical" in the amendment of 1946 the words "and industrial", so that the subsection shall read as follows:

Rev. Stat.,
c. 237, s. 6,
subs. 1,
amended.

(1) For purposes of representation upon the council and for registration, and for such purposes only as are hereinafter set out, membership of the Association shall be subdivided into the following branches: civil, mechanical and industrial, chemical and metallurgical, electrical, mining.

Branches of
membership.

2. Subsection 1 of section 29 of *The Professional Engineers Act* is amended by striking out all the words after the word "but" in the seventh line and inserting in lieu thereof the words "the council may, in its absolute discretion, reinstate him upon payment of the fees owing at the time he ceased to be a member and the annual fees for the current year", so that the subsection shall read as follows:

Rev. Stat.,
c. 237, s. 29,
subs. 1,
amended.

(1) If any member neglects or refuses to pay the annual fee for six months from the date upon which it became due after written notice from the secretary to the member's last known address on the register, the registrar, upon the direction of the council, shall cause the name of such member to be erased from the register, and such person shall thereupon cease to be a member, but the council may, in its absolute discretion, reinstate him upon payment of the fees owing at the time he ceased to be a member and the annual fees for the current year.

Neglect to
pay annual
fee.

3. This Act shall come into force on the day it receives the Royal Assent.

Commence-
ment of Act.

4. This Act may be cited as *The Professional Engineers Amendment Act, 1949*.

Short title.

BILL

An Act to amend The Professional
Engineers Act.

1st Reading

February 22nd, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Professional Engineers Act.

MR. BLACKWELL

*(Reprinted for consideration by the Committee of the
Whole House.)*

BILL

An Act to amend The Professional Engineers Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 6 of *The Professional Engineers Act*, as amended by subsection 1 of section 6 of *The Professional Engineers Amendment Act, 1946*, is further amended by inserting after the word "mechanical" in the amendment of 1946 the words "and industrial", so that the subsection shall read as follows:

Rev. Stat.,
c. 237, s. 6,
subs. 1,
amended.

- (1) For purposes of representation upon the council and for registration, and for such purposes only as are hereinafter set out, membership of the Association shall be subdivided into the following branches: civil, mechanical and industrial, chemical and metallurgical, electrical, mining.

Branches of
membership.

2. Sections 29 and 30 of *The Professional Engineers Act* are repealed and the following substituted therefor:

Rev. Stat.,
c. 237,
ss. 29, 30,
re-enacted.

- 29.—(1) Where the annual fee of any member is not paid within six months from the date upon which it became due the secretary shall send a written notice of such default by prepaid registered post to the member's last known address as shown on the register and if payment is not made within one month thereafter the registrar, upon the direction of the council, shall cause the name of such member to be erased from the register and thereupon such member shall cease to be a member.

Non-
payment
of fees.

- (2) Any member whose fees are paid up who desires to resign from the Association shall send written notice thereof to the secretary, whereupon the registrar shall cause the name of such member to be erased from the register and thereupon such member shall cease to be a member.

Resigna-
tion.

- (3) Any member who ceased to be a member under subsection 1 upon payment of the fees owing at the

Re-admis-
sion.

time he ceased to be a member and the fee for the current year, or any member who ceased to be a member under subsection 2 upon payment of the fee for the current year, and in either case upon production of evidence of good character satisfactory to the council, shall be re-admitted as a member.

Appeal.

20. Where the council refuses,—

- (a) to register any applicant for membership;
- (b) to register any applicant for re-admission; or
- (c) to issue a license to practice to any applicant therefor,

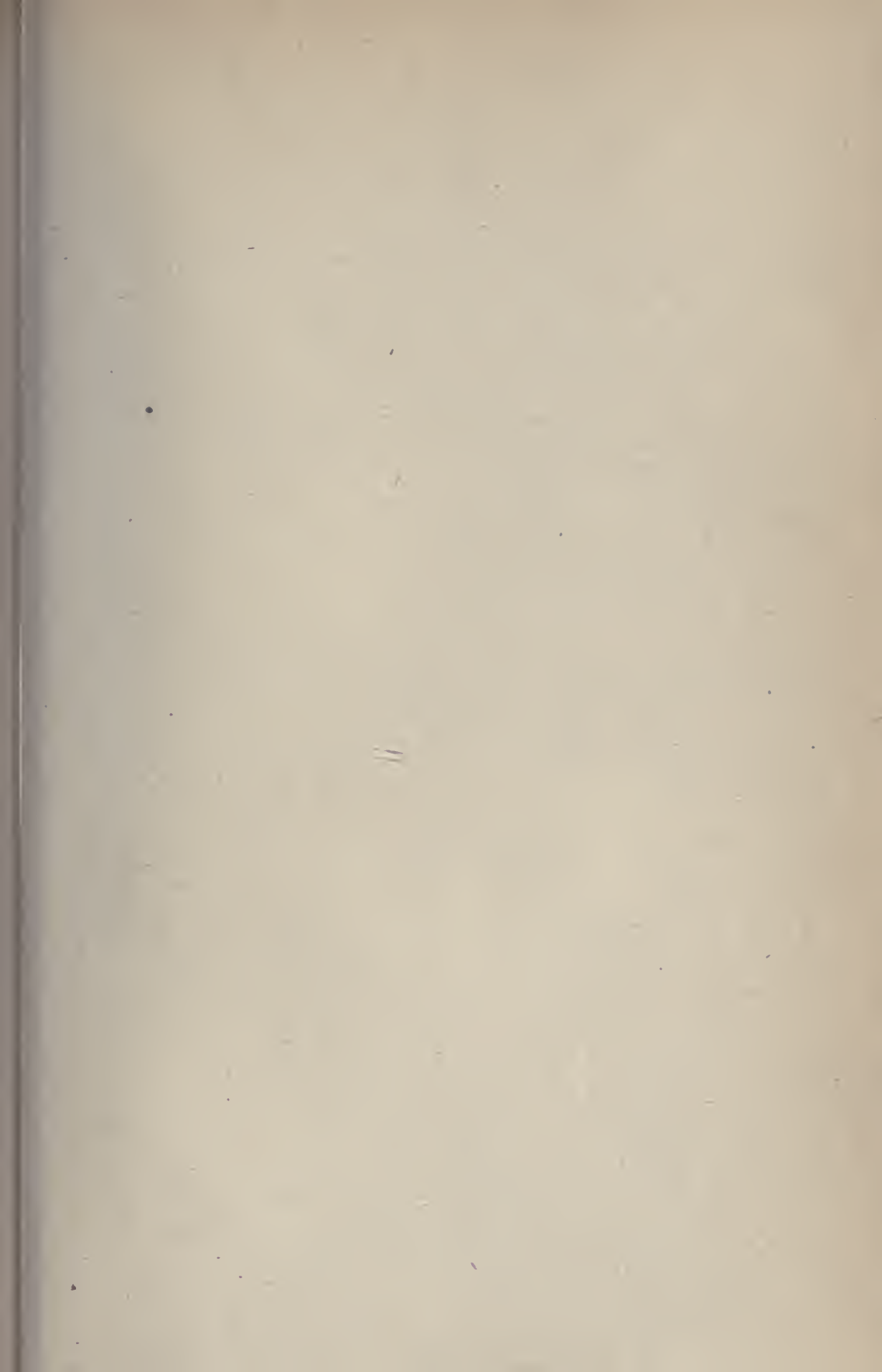
the person aggrieved may apply to a judge of the Supreme Court who upon due cause shown may make an order directing the council to register the name of such person as a member or to grant a license to practice, or may make such other order as may be warranted by the facts, and the council shall forthwith comply with such order and such order shall be final.

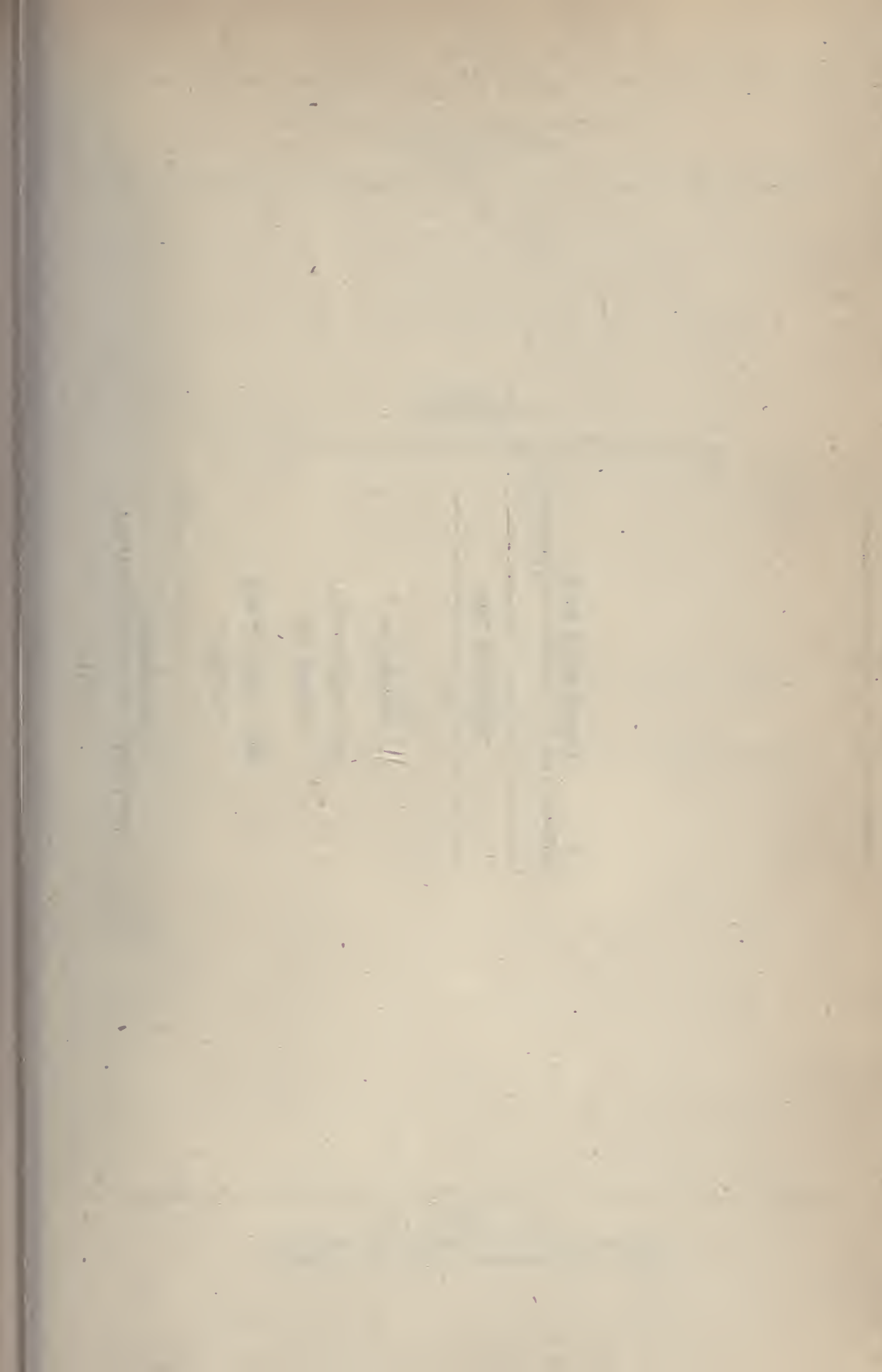
Commence-
ment of Act.

3. This Act shall come into force on the day it receives the Royal Assent.

Short title.

4. This Act may be cited as *The Professional Engineers Amendment Act, 1949.*





BILL

An Act to amend The Professional
Engineers Act.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

MR. BLACKWELL

*(Reprinted for consideration by the Committee
of the Whole House.)*

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Professional Engineers Act.

MR. BLACKWELL

BILL

An Act to amend The Professional Engineers Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 1 of section 6 of *The Professional Engineers Act*, as amended by subsection 1 of section 6 of *The Professional Engineers Amendment Act, 1946*, is further amended by inserting after the word "mechanical" in the amendment of 1946 the words "and industrial", so that the subsection shall read as follows:

Rev. Stat.,
c. 237, s. 6,
subs. 1,
amended.

- (1) For purposes of representation upon the council and for registration, and for such purposes only as are hereinafter set out, membership of the Association shall be subdivided into the following branches: civil, mechanical and industrial, chemical and metallurgical, electrical, mining.

Branches of
membership.

2. Sections 29 and 30 of *The Professional Engineers Act* are repealed and the following substituted therefor:

Rev. Stat.,
c. 237,
ss. 29, 30,
re-enacted.

- 29.—(1) Where the annual fee of any member is not paid within six months from the date upon which it became due the secretary shall send a written notice of such default by prepaid registered post to the member's last known address as shown on the register and if payment is not made within one month thereafter the registrar, upon the direction of the council, shall cause the name of such member to be erased from the register and thereupon such member shall cease to be a member.

Non-
payment
of fees.

- (2) Any member whose fees are paid up who desires to resign from the Association shall send written notice thereof to the secretary, whereupon the registrar shall cause the name of such member to be erased from the register and thereupon such member shall cease to be a member.

Resigna-
tion.

- (3) Any member who ceased to be a member under subsection 1 upon payment of the fees owing at the

Re-admis-
sion.

time he ceased to be a member and the fee for the current year, or any member who ceased to be a member under subsection 2 upon payment of the fee for the current year, and in either case upon production of evidence of good character satisfactory to the council, shall be re-admitted as a member.

Appeal.

30. Where the council refuses,—

- (a) to register any applicant for membership;
- (b) to register any applicant for re-admission; or
- (c) to issue a license to practice to any applicant therefor,

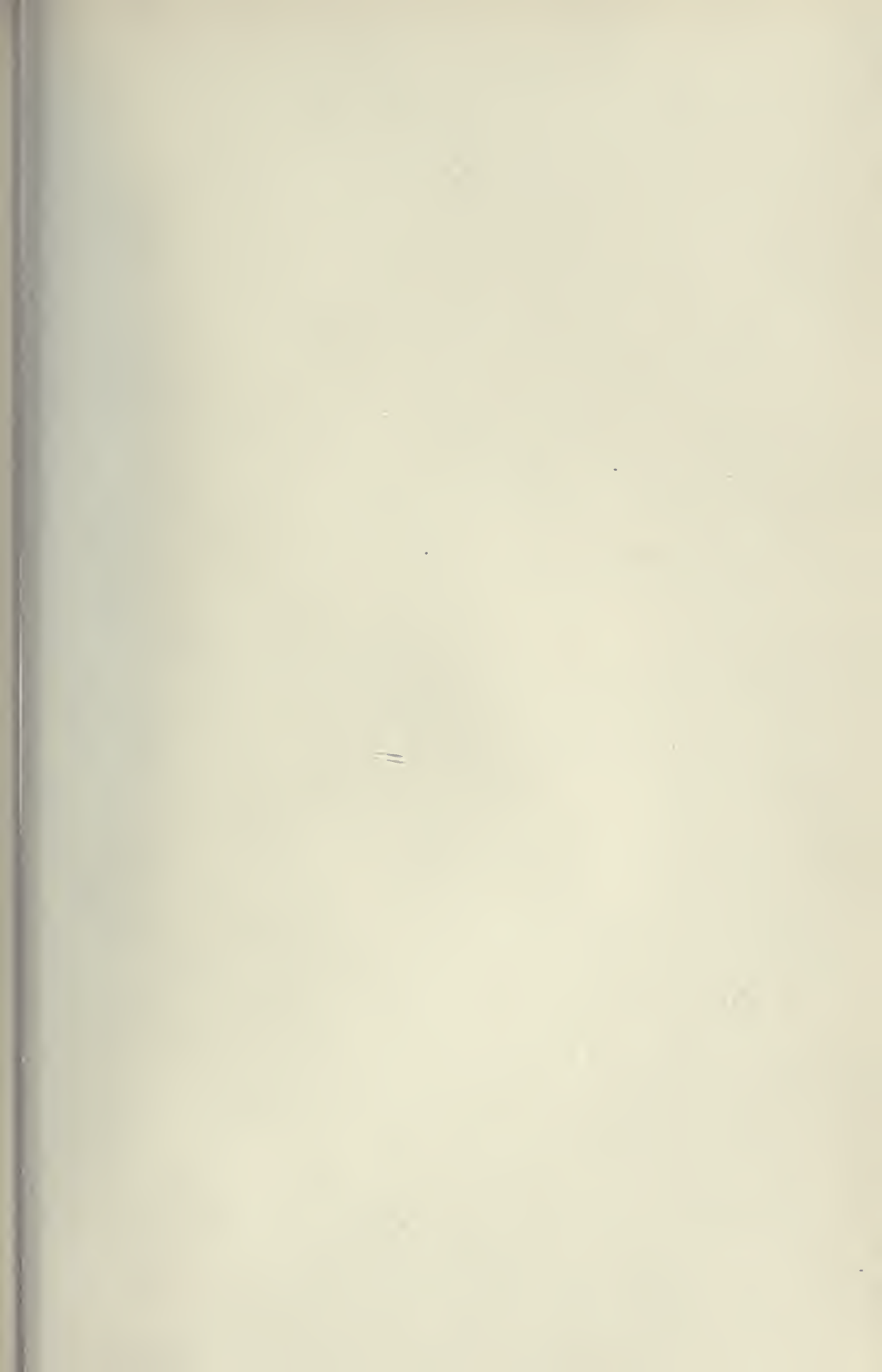
the person aggrieved may apply to a judge of the Supreme Court who upon due cause shown may make an order directing the council to register the name of such person as a member or to grant a license to practice, or may make such other order as may be warranted by the facts, and the council shall forthwith comply with such order and such order shall be final.

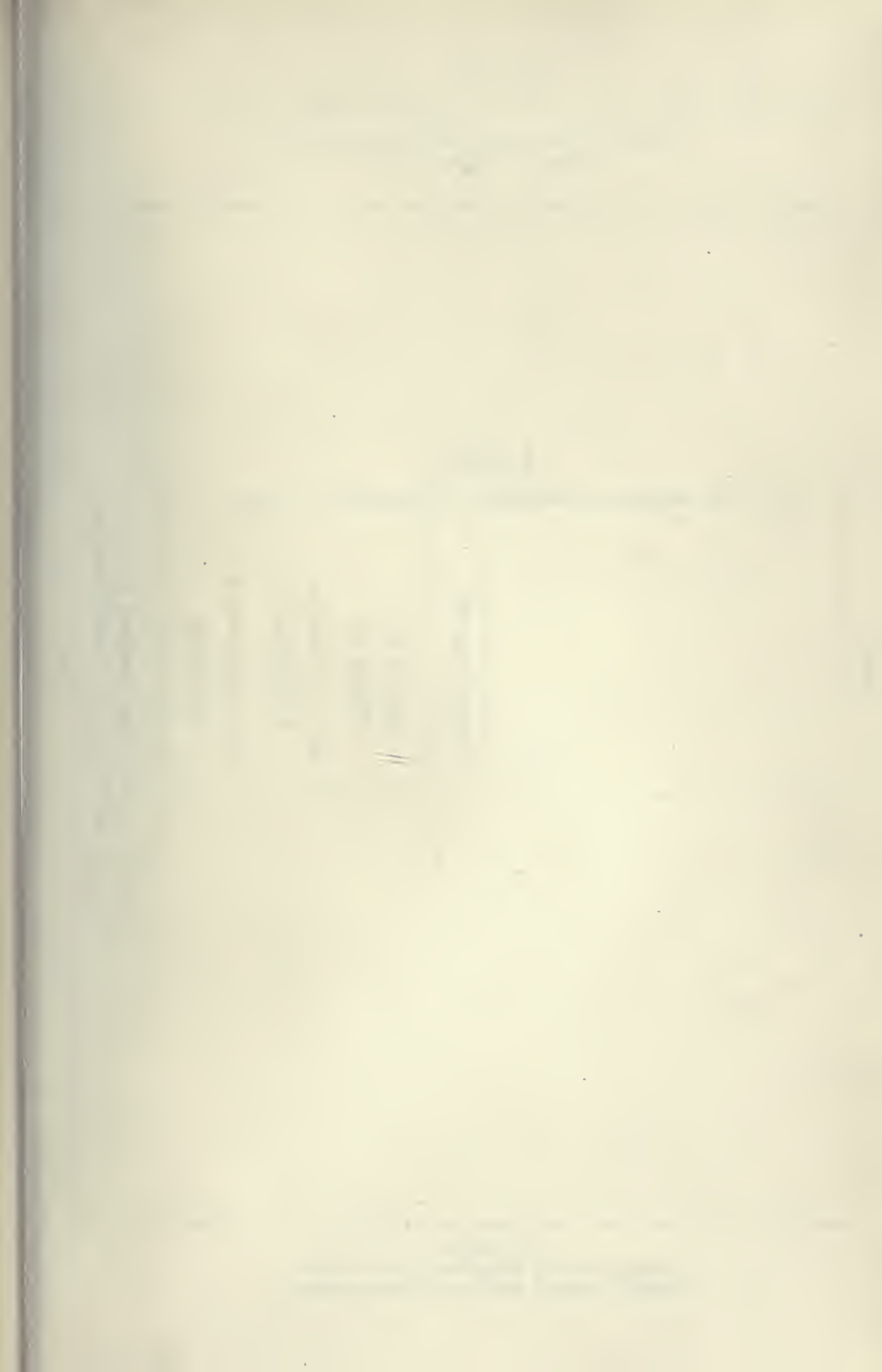
Commence-
ment of Act.

3. This Act shall come into force on the day it receives the Royal Assent.

Short title.

4. This Act may be cited as *The Professional Engineers Amendment Act, 1949*.





BILL

An Act to amend The Professional
Engineers Act.

1st Reading

February 22nd, 1949

2nd Reading

February 25th, 1949

3rd Reading

April 1st, 1949

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Matrimonial Causes Act.

MR. BLACKWELL

EXPLANATORY NOTES

SECTION 1. Section 5a of the Act is new. It provides procedures that will enable the Court to receive information upon which to base orders as to the custody and maintenance of children under 16 of parents who are parties to an action for divorce.

BILL

An Act to amend The Matrimonial Causes Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

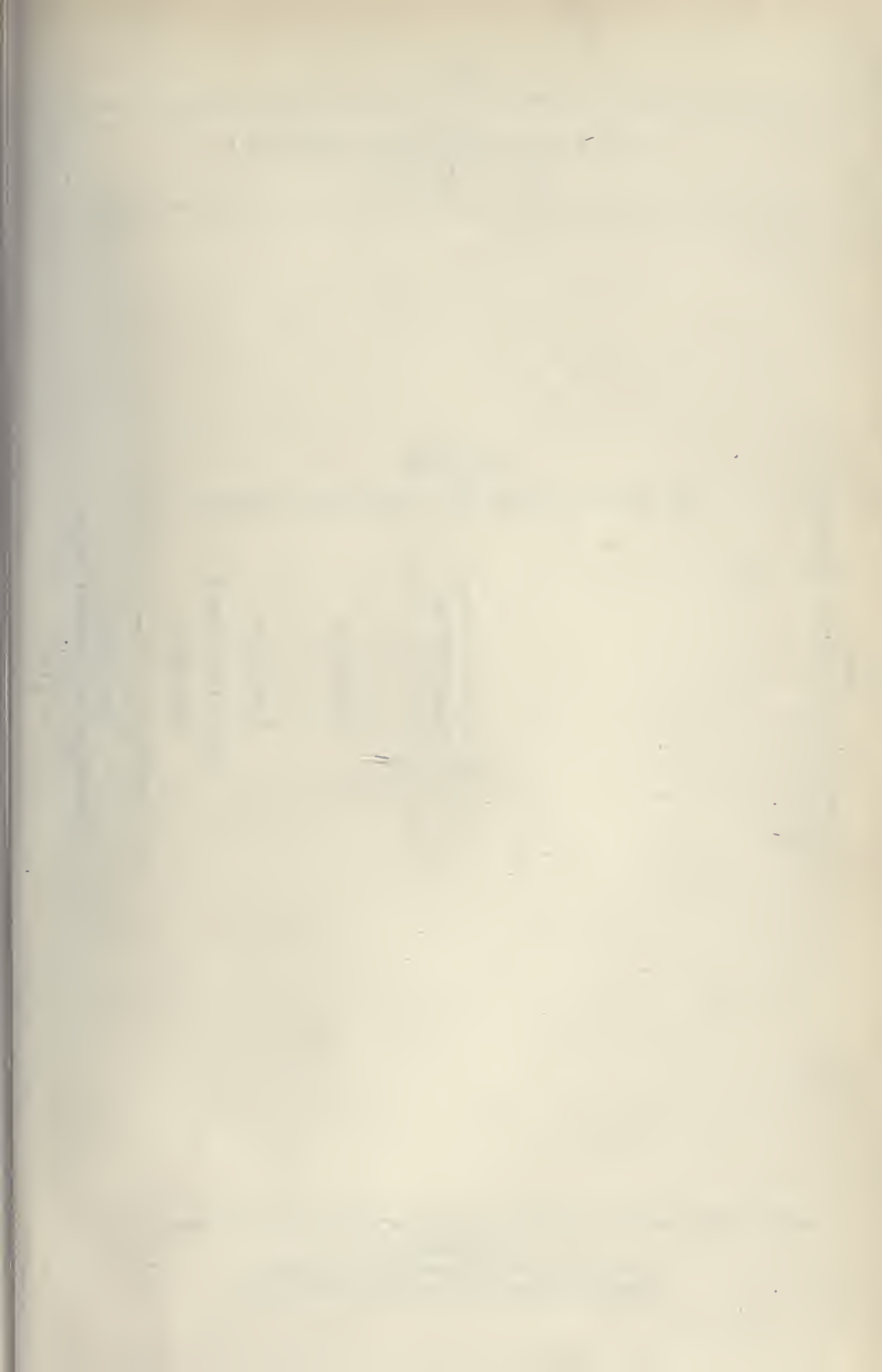
1. *The Matrimonial Causes Act* is amended by adding thereto the following sections: Rev. Stat.,
c. 208,
amended.

- 5a.—(1) Where the statement of claim in any action for the dissolution of marriage contains particulars as to any child of the marriage who is under sixteen years of age at the time of the commencement of the action, the Official Guardian shall cause an investigation to be made and shall report to the Court upon all matters relating to the custody, maintenance and education of the child. Divorce
actions—
children
under 16.
- (2) The Official Guardian may engage any person to make such investigation on his behalf. Agents.
- (3) An affidavit of any person making the investigation, verifying the report as to such facts as are within his knowledge and setting out the source of his information and his belief as to any other facts, with the report marked as an exhibit thereto, shall be received in evidence upon the trial of the action. Report to be
received in
evidence.
- (4) Where the facts contained in the report are disputed the Official Guardian or his agent shall attend the trial on behalf of the child and shall cause the person making the investigation to attend as a witness. Attendance
at trial.
- (5) Notwithstanding the fact that no claim for custody is made in the action the Judge presiding at the trial may make such order as to the custody and maintenance of the child as may seem proper. Powers of
Judge.
- (6) The Judge in his discretion may order that the costs of the Official Guardian, including his disbursements in connection with the investigation, be paid by any party to the action. Costs.

- Appeal. (7) Any person affected by an order made under this section, including the Official Guardian on behalf of the child, may appeal therefrom to the Court of Appeal.
- Rules. (8) The Rules Committee may make rules for carrying this section into effect and except where inconsistent with this section or such rules, *The Judicature Act* and the rules made thereunder shall apply to proceedings under this section.
- Rev. Stat., c. 100.
- Rights of appeal. 5b.—(1) Any party to an action for divorce or for the annulment of a marriage in which a judgment nisi is granted may appeal to the Court of Appeal from the judgment nisi, but no appeal shall lie from the judgment absolute in any such action by any party who having had time and opportunity to appeal from the judgment nisi has not done so.
- Idem. (2) Any party to an action for divorce or for the annulment of a marriage in which a judgment nisi is granted or any person who intervened or who applied to show cause why the judgment should not be made absolute may appeal to the Court of Appeal from the judgment or order disposing of the matter raised by the intervention or by the application.
- Commencement of Act. 2.—(1) This Act shall come into force on a day to be named by the Lieutenant-Governor by his proclamation.
- Application of s. 5a, Rev. Stat., c. 208. (2) Section 5a of *The Matrimonial Causes Act* shall apply to actions for divorce that are commenced on or after that day.
- Application of s. 5b, Rev. Stat., c. 208. (3) Section 5b of *The Matrimonial Causes Act* shall apply to actions for divorce or for the annulment of a marriage in which judgment nisi is granted on or after that day.
- Short title. 3. This Act may be cited as *The Matrimonial Causes Amendment Act, 1949*.

Section 5b of the Act is new. It sets out precisely the rights of appeal in divorce actions, as doubts are now held as to such rights under the present law.

SECTION 2. The Act is to be brought into operation by proclamation in order that the complementary rules of practice and procedure may be prepared and brought into operation simultaneously.



BILL

An Act to amend The Matrimonial Causes Act.

1st Reading

February 24th, 1949

2nd Reading

3rd Reading

MR. BLACKWELL

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Matrimonial Causes Act.

MR. BLACKWELL

Bill

to be printed by the Government Printer

1872

1872

No. 99

1949

BILL

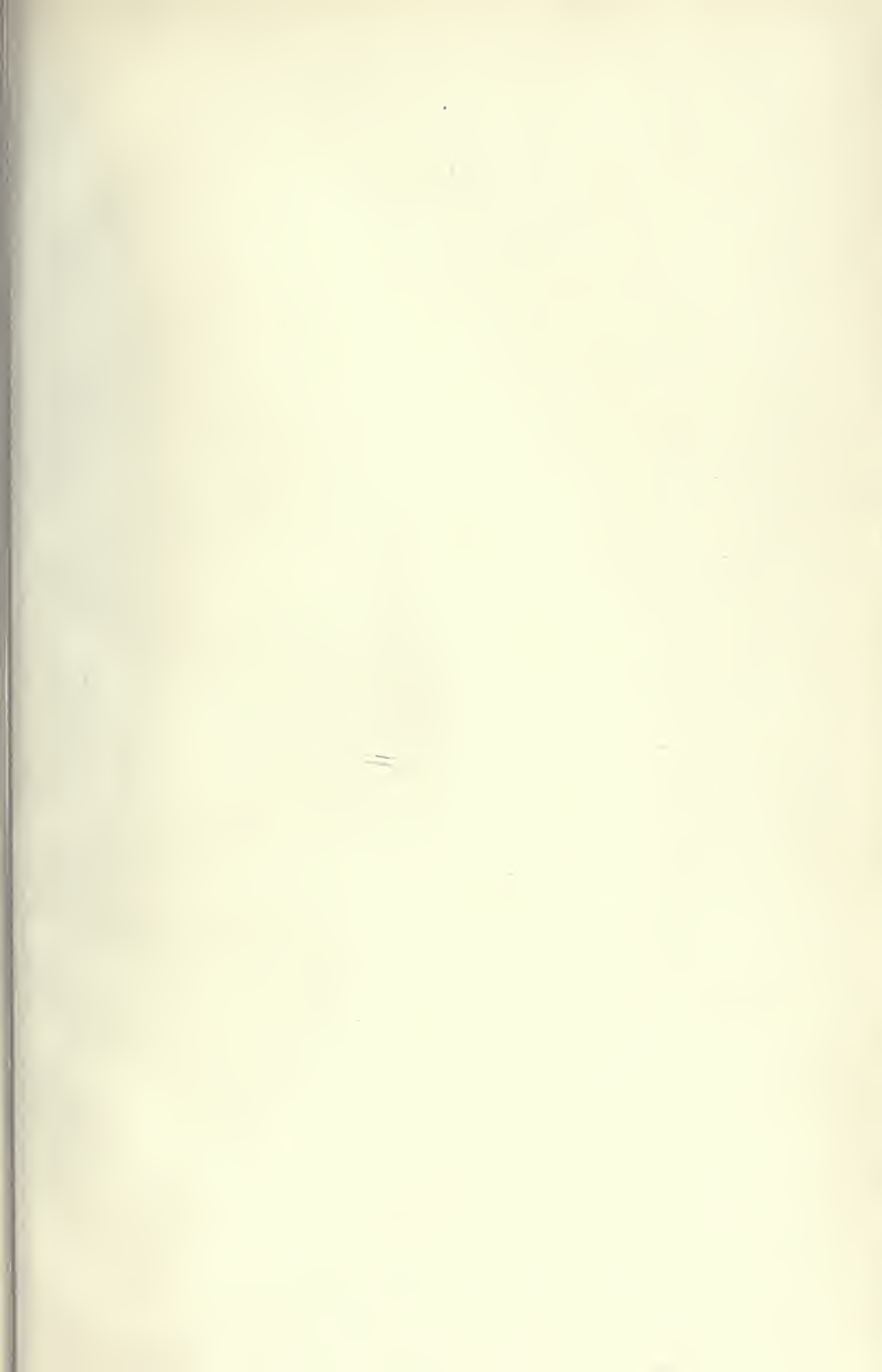
An Act to amend The Matrimonial Causes Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The Matrimonial Causes Act* is amended by adding thereto the following sections: Rev. Stat.,
c. 208,
amended.

- 5a.—(1) Where the statement of claim in any action for the dissolution of marriage contains particulars as to any child of the marriage who is under sixteen years of age at the time of the commencement of the action, the Official Guardian shall cause an investigation to be made and shall report to the Court upon all matters relating to the custody, maintenance and education of the child. Divorce
actions—
children
under 16.
- (2) The Official Guardian may engage any person to make such investigation on his behalf. Agents.
- (3) An affidavit of any person making the investigation, verifying the report as to such facts as are within his knowledge and setting out the source of his information and his belief as to any other facts, with the report marked as an exhibit thereto, shall be received in evidence upon the trial of the action. Report to be
received in
evidence.
- (4) Where the facts contained in the report are disputed the Official Guardian or his agent shall attend the trial on behalf of the child and shall cause the person making the investigation to attend as a witness. Attendance
at trial.
- (5) Notwithstanding the fact that no claim for custody is made in the action the Judge presiding at the trial may make such order as to the custody and maintenance of the child as may seem proper. Powers of
Judge.
- (6) The Judge in his discretion may order that the costs of the Official Guardian, including his disbursements in connection with the investigation, be paid by any party to the action. Costs.

- Appeal.** (7) Any person affected by an order made under this section, including the Official Guardian on behalf of the child, may appeal therefrom to the Court of Appeal.
- Rules.** (8) The Rules Committee may make rules for carrying this section into effect and except where inconsistent with this section or such rules, *The Judicature Act* and the rules made thereunder shall apply to proceedings under this section.
- Rev. Stat., c. 100.**
- Rights of appeal.** 5b.—(1) Any party to an action for divorce or for the annulment of a marriage in which a judgment nisi is granted may appeal to the Court of Appeal from the judgment nisi, but no appeal shall lie from the judgment absolute in any such action by any party who having had time and opportunity to appeal from the judgment nisi has not done so.
- Idem.** (2) Any party to an action for divorce or for the annulment of a marriage in which a judgment nisi is granted or any person who intervened or who applied to show cause why the judgment should not be made absolute may appeal to the Court of Appeal from the judgment or order disposing of the matter raised by the intervention or by the application.
- Commencement of Act.** 2.—(1) This Act shall come into force on a day to be named by the Lieutenant-Governor by his proclamation.
- Application of s. 5a, Rev. Stat., c. 208.** (2) Section 5a of *The Matrimonial Causes Act* shall apply to actions for divorce that are commenced on or after that day.
- Application of s. 5b, Rev. Stat., c. 208.** (3) Section 5b of *The Matrimonial Causes Act* shall apply to actions for divorce or for the annulment of a marriage in which judgment nisi is granted on or after that day.
- Short title.** 3. This Act may be cited as *The Matrimonial Causes Amendment Act, 1949*.







BILL

An Act to amend The Matrimonial Causes Act.

1st Reading

February 24th, 1949

2nd Reading

February 28th, 1949

3rd Reading

March 8th, 1949

MR. BLACKWELL

No. 100

1ST SESSION, 23RD LEGISLATURE, ONTARIO
13 GEORGE VI, 1949

BILL

An Act to amend The Power Commission Act.

Mr. HOUCK

TORONTO
PRINTED AND PUBLISHED BY BAPTIST JOHNSTON
PRINTER TO THE KING'S MOST EXCELLENT MAJESTY

No. 100

1949

BILL

An Act to amend The Power Commission Act.

HIS MAJESTY, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 2 of *The Power Commission Act*, as re-enacted Rev. Stat., c. 62, s. 2, re-enacted. by section 1 of *The Power Commission Amendment Act, 1947*, is repealed and the following substituted therefor:
2. The Commission shall, for the purposes herein mentioned, continue to be a body corporate and shall Constitution of Commission. consist of five persons appointed by the Lieutenant-Governor in Council, two of whom may be members and one of whom shall be a member of the Executive Council of Ontario. Two of such members shall be appointed annually on the recommendation of the Ontario Municipal Electrical Association.

BILL

An Act to amend The Power
Commission Act.

1st Reading

February 24th, 1949

2nd Reading

3rd Reading

MR. HOUCK

